The Chairman, Mr. P. Rhodes, called the meeting to order at 6:00 p.m. in the Terrebonne Parish Council Meeting Room. Following the Invocation, led by Parish President D. Schwab, Councilwoman K. Elfert led the Pledge of Allegiance.

Upon roll call, Council Members recorded as present were: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman. A quorum was declared present.

Mr. A. Tillman moved, seconded by Ms. K. Elfert, “THAT, the Council approve the minutes of the Regular Council Session held on 8/9/06.”

The Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Ms. C. Duplantis moved, seconded by Mr. H. Lapeyre, “THAT, the Council approve the minutes of the Special Council Session held on 8/21/06.”

The Chairman called for a vote on the motion offered by Ms. C. Duplantis.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Ms. C. Duplantis moved, seconded by Mr. A. Tillman and Mr. H. Lapeyre, “THAT, the Council approve the Parish Bill List dated 9/11/06.”

OFFICIAL PROCEEDINGS
OF THE
TERREBONNE PARISH COUNCIL
IN REGULAR SESSION
SEPTEMBER 13, 2006
The Chairman called for a vote on the motion offered by Ms. C. Duplantis.

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS:  None

ABSTAINING:  None

ABSENT:  None

The Chairman declared the motion adopted.

Mr. H. Lapeyre moved, seconded by Ms. C. Duplantis, “THAT, the Council approve the Parish Manual Check List for July 2006.”

The Chairman called for a vote on the motion offered by Mr. H. Lapeyre.

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS:  None

ABSTAINING:  None

ABSENT:  None

The Chairman declared the motion adopted.

OFFERED BY:  Mr. A. Tillman.
SECONDED:  Unanimously.

RESOLUTION NO. 06-301

WHEREAS, the Terrebonne Parish Council has learned of an amazing Terrebonne Parish native who always possessed a burning desire to serve his country as a member of the United States Army, and

WHEREAS, Sergeant Dustin D. Decol entered the United States Army on July 22, 2003 and served with A Company (Grizzly), 70th Engineer Battalion (Kodiak), 1st Armored Division, (Bull Dog) 3rd Brigade FT Riley, Kansas, and

WHEREAS, during his tenure with the United States Army, Sgt. Decol served in defense of American freedoms and liberties on two separate tours as a veteran of Operation Iraqi Freedom I, and Operation Iraqi Freedom III, and

WHEREAS, during his tours of duty, this extraordinary young man was recognized for his incredible abilities and was awarded the Army Commendation Medal, the Army Achievement Medal, the National Defense Medal, the Iraqi Campaign Medal, the Global War on Terrorism Expeditionary Medal, the Global War on Terrorism Service Medal, and the Combat Action Badge, and

WHEREAS, Sergeant Dustin D. Decol’s unwavering and tireless efforts to serve his country as an American Soldier, while standing in the highest of regards amongst his leaders, peers, and fellow Americans, epitomizes the finest examples of American Patriotism, service to country, and the Warrior Ethos, and
WHEREAS, the Terrebonne Parish Council and the Parish President are in awe of the remarkable accomplishments of Sgt. Decol and are proud that he serves as an ambassador of good will for all of the people of Terrebonne Parish.

NOW THEREFORE BE IT RESOLVED BY THE TERREBONNE PARISH COUNCIL, on behalf of Parish President Don Schwab and the entire Terrebonne Parish Consolidated Government, that the dedication and selfless actions of

Sergeant Dustin D. Decol

be hereby recognized, commended, and admired by the citizens of Terrebonne Parish.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 13th day of September, 2006.

* * * * * * * * * 

Chairman P. Rhodes stated that the commendation was presented to Brigadier General Hunt Downer who will present it to Sergeant Decol.

OFFERED BY: Ms. T. Cavalier.
SECONDED: Unanimously.

RESOLUTION NO. 06-302

WHEREAS, the use of illegal drugs and the abuse of alcohol and nicotine constitute the greatest threats to the well-being of America’s children, and

WHEREAS, surveys conducted by the National Center on Addiction and Substance Abuse (CASA) at Columbia University have consistently found that the more often children and teenagers eat dinner with their families, the less likely they are to smoke, drink and use illegal drugs, and

WHEREAS, teenagers who virtually never eat dinner at home with their families are 72 percent more likely than the average teenager to use illegal drugs, alcohol and cigarettes, and

WHEREAS, teenagers who almost always eat dinner with their families are 31 percent less likely than the average teenager to use illegal drugs, alcohol and cigarettes, and

WHEREAS, the correlation between family dinners and reduced risk for teen substance abuse are well documented, and

WHEREAS, parental influence is known to be one of the most crucial factors in determining the likelihood of substance abuse by teenagers, and

WHEREAS, family dinners have long been constituted as a substantial pillar of family life in America.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council, on behalf of Parish President Don Schwab and the entire Terrebonne Parish Consolidated Government, that September 25, 2006 be hereby proclaimed
Family Day – A Day To Eat Dinner With Your Children

and that this government joins the Bayou Council On Alcoholism And Drug Abuse, a United Way agency, and the Lafourche Prevention Partnership to urge parents to keep communication lines open with their children through daily conversation at the evening meal.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 13th day of September, 2006.

OFFERED BY: Mr. P. Lambert.
SECONDED: Unanimously.

RESOLUTION NO. 06-303

WHEREAS, members of the various Fire Protection District Boards have long been recognized for their dedication to the district and their hands-on approach to making sure the job gets done, and

WHEREAS, Mr. H. L. Hawthorne and Mr. Bernard “Benny” Fick have served as members of the Fire Protection District No. 6 Board for many years and could always be counted on for helping the district in the many activities and programs, and

WHEREAS, Mr. Hawthorne’s and Mr. Fick’s involvement in the affairs of the district is widely known and appreciated by the residents and property owners of the district, as their excellent fire insurance rating provides lower insurance premiums to home and business owners, and

WHEREAS, due to recent moves from the district, Mr. Hawthorne and Mr. Fick have reluctantly been forced to resign their seats on the Board, but still maintain a strong interest in the management of the district, and

WHEREAS, the Terrebonne Parish Council and the Parish President are extremely appreciative of the contributions made by Mr. Hawthorne and Mr. Fick and wish them well in their new homes.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council, on behalf of the Parish President and the entire Terrebonne Parish Consolidated Government, that Mr. H. L. Hawthorne and Mr. Bernard “Benny” Fick be commended for their meritorious service on the Fire Protection District No. 6 Board and to the people of Terrebonne Parish.

THERE WAS RECORDED:


NAYS: None.
ABSTAINING: None.

ABSENT: None.

The Chairman declared the resolution adopted on this, the 13th day of September, 2006.

* * * * * * * * *

The Chairman recognized Ms. Gail Walters, representing the Children’s Advocacy Center, which is headed by the District Attorney, who requested consideration for TPCG to cosponsor an Advocacy Center event to be held on December 2, 2006, to raise funds for children and their families who are victims of abuse.

Councilman C. Voisin stated that he has been working with the District Attorney for a Children’s Advocacy Center event that will be a food fest, hopefully in the Civic Center.

Mr. C. Voisin moved, seconded Unanimously, “THAT, the Council agree to cosponsor the Children’s Advocacy Center event to be held on December 2, 2006 in the Civic Center.” *(MOTION VOTED ON AFTER DISCUSSION.)*

Upon questioning, Ms. Gail Walters stated that it is hoped that approximately 1,500 to 2,000 people will attend the function. She announced that the Advocacy Center phone number is (985) 872-5437 and the District Attorney’ number is (985) 873-6500 and explained what services the Advocacy Center provides to the community. She stated that the tickets are $100.00 a couple and dress is casual.

*The Chairman called for a vote on the motion offered by Mr. C. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

The Chairman recognized Mr. Ernie Dardar, Grand Bois resident, who announced the annual Grand Bois Pow Wow to be held on September 15, 16, & 17, 2006, requested cosponsorship by TPCG and invited all members of the public to attend. Upon questioning, he stated that the function is alcohol and drug free.

Mr. P. Lambert moved, seconded by Mr. C. Voisin and Mr. H. Lapeyre, “THAT, the Council agree to cosponsor the Grand Bois Pow Wow to be held on September 15, 16, & 17, 2006.” *(MOTION VOTED ON AFTER DISCUSSION.)*

Chief Financial Officer J. Elfert stated that Administration does not have a problem with the cosponsorship, but there is a $600.00 limit on all cosponsorships that has been enforced this year.

The Chairman called for a vote on the motion offered by Mr. P. Lambert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman
NAYS: None
ABSTAINING: None
ABSENT: None

The Chairman declared the motion adopted.

The Chairman recognized Mr. Reggie Bourg, Dulac resident, who invited Parish Officials to visit an internet forum on houmatoday.com to answer questions the people have. He requested to be placed on the next Public Services Committee and the Policy, Procedure & Legal Committee. He gave items that Terrebonne Parish is lacking in and encouraged voters to vote “No” on the upcoming proposed 1 cents sales tax.

Mr. A. Tillman moved, seconded by Ms. A. Williams, “THAT, the Council extend the 6:30 p.m. time to open public hearings until the matter currently on the floor is complete.”

The Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elvert, T. Cavalier, C. Duplantis, H. Laperey, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None
ABSTAINING: None
ABSENT: None

The Chairman declared the motion adopted.

Councilman H. Laperey expressed his concerns relative to the serious problems Terrebonne Parish is faced with and Mr. Reggie Bourg never coming to the Council with positive solutions, but only criticism.

Councilman C. Voisin stated that recently, a group was formed called “Save Terrebonne Parish” which consists of businessmen and individuals who are going to try to help Terrebonne Parish with media information to disseminate facts on levee protection. He stated that in order for the group to convey their message, they will have to pay for media time themselves.

At this time, 6:37 p.m., the Council opened public hearings.

The Chairman recognized the public for comments on the following:

A. A proposed ordinance that amends Section 22-168 of the Parish Code dealing with changes to the Building Permit Requirements

The Chairman recognized Mr. Carl Heck, local engineer and developer, who stated that the Subdivision Regulations Review Committee generated the proposed ordinance and the purpose is to encourage the formation of jobs through small industrial and commercial entrepreneurs that would like to start businesses in the Parish, by making it less onerous to get a building permit.

The Chairman recognized Mr. Gene Milford, Jr., local engineer, who stated he spoke to the Council at Monday night’s committee meeting regarding this matter and he has since learned that a portion of the proposed ordinance was already in affect for over a year and he withdrew the objection that he made.
Councilwoman K. Elfert stated she is the Chair of the Subdivision Regulations Review Committee and she tries to remain impartial so as not to have any negative impact on development, but in District 3, the Martin Luther King Boulevard area, the proposed ordinance could have a tremendous impact on this area. She stated that she would have preferred to address each issue on a case-by-case basis to determine if variances are warranted.

There were no further comments from the public on the proposed ordinance.

Mr. C. Voisin moved, seconded by Mr. H. Lapeyre, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Mr. C. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, and P. Lambert

NAYS: K. Elfert

ABSTAINING: None

ABSENT: A. Tillman

The Chairman declared the motion adopted.

OFFERED BY: Mr. H. Lapeyre.
SECONDED BY: Mr. C. Voisin.

ORDINANCE NO. 7187

AN ORDINANCE TO AMEND SECTION 22-168 OF THE TERREBONNE PARISH CODE WHICH CHANGES THE BUILDING PERMIT REQUIREMENTS.

SECTION I

WHEREAS, Sec. 1-06 of the Home Rule Charter for the Parish of Terrebonne provides that parish government shall have the right, power and authority to pass all ordinances requisite or necessary to promote, protect and preserve the general welfare, safety, health, peace and good order of the parish, including, but not by way of limitation, the right, power and authority to pass ordinances on all subject matters necessary, requisite or power for the management of parish affairs, and all other subject matter without exception, subject only to the limitation that the same shall not be inconsistent with the constitution or expressly denied by general law applicable to the parish; and

WHEREAS, the Terrebonne Parish Consolidated Government has the power to regulate the drainage within its jurisdiction; and

NOW, THEREFORE BE IT ORDAINED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that:

SECTION II

Section 22-168 of the Terrebonne Parish Code shall be amended as follows:

Sec. 22-168. Commercial or industrial development impeding rainfall absorption; approval and conformity required.
For the approval of building permit application, all proposed commercial or industrial developments shall have submitted adequate plats, plans, calculations and approvals necessary to demonstrate that they meet the following requirements.

(1) All commercial or industrial development:
   a. Which will result in making impervious to rainfall (concrete, blacktop and/or structures) more than 70% of a lot or more than ten thousand (10,000) square feet of a lot including structures; and
   b. Which is not in a development that has received engineering approval for Commercial or industrial development from the planning commission after the passage of Ordinance No. 5293 (8/25/94); or
   c. In all cases which will result in making impervious to rainfall more than seventy (70%) of a lot,

shall be submitted to the TPCG Department of Public Works for approval. The development of the property shall conform to the requirements of the TPCG’s Storm Drainage Design Manual, as amended.

(2) REMAINS THE SAME
(3) REMAINS THE SAME
(4) REMAINS THE SAME
(5) REMAINS THE SAME

SECTION III

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections and other portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be severable.

SECTION IV

This ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13(b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

THERE WAS RECORDED:

YEAS: A. Williams, C. Duplantis, H. Lapeyre, C. Voisin and P. Lambert.


ABSTAINING: None.

ABSENT: A. Tillman.

The Chairman declared the ordinance adopted on this, the 13th day of September, 2006.

* * * * * * *
The Chairman recognized the public for comments on the following:

B. A proposed ordinance to create a “No Parking” zone on that portion of Main Street from the northern end of Canal Street to Bayou Terrebonne

There were no comments from the public on the proposed ordinance.

Ms. A. Williams moved, seconded by Mr. H. Lapeyre, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Ms. A. Williams.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

OFFERED BY: Ms. A. Williams.
SECONDED BY: Ms. C. Duplantis & Mr. H. Lapeyre.

ORDINANCE NO. 7188

AN ORDINANCE AMENDING THE PARISH CODE OF TERREBONNE PARISH, CHAPTER 18, SECTION 18-223 TO CREATE A “NO PARKING” ZONE ON PUBLIC RIGHT-OF-WAY FOR THE PORTION OF PROPERTY BETWEEN MAIN STREET AND BAYOU TERREBONNE, WHICH EXTENDS A 20’ ROAD RIGHT-OF-WAY FROM THE NORTHERN END OF CANAL STREET TO BAYOU TERREBONNE.

SECTION I

BE IT ORDAINED by the Terrebonne Parish Council, in regular session convened, acting pursuant to the authority invested in it by the Constitution and laws of the State of Louisiana, the Home Rule Charter for a Consolidated Government for Terrebonne Parish, and including, but not limited to, LSA R.S. 33:1368 and other statutes of the State of Louisiana, to amend the parish Codes of Terrebonne Parish, Chapter 18, Section 18-223 to create a “NO PARKING” zone on public right-of-way for the portion of property between Main Street and Bayou Terrebonne, which extends a 20’ road right-of-way from the northern end of Canal Street to Bayou Terrebonne.

SECTION II

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections or other portions of this ordinance shall remain in full force and effect, the provisions of this section hereby being declared to be severable.

SECTION III

Any ordinance or part thereof in conflict herewith is hereby repealed.

SECTION IV
This ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13 (b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this, the 13th day of September, 2006.

* * * * * * * * *

The Chairman recognized the public for comments on the following:

C. A proposed ordinance to remove the parking meter on the right side of Main Street near Mermaid Masquerade

There were no comments from the public on the proposed ordinance.

Ms. A. Williams moved, seconded by Ms. C. Duplantis, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Ms. A. Williams.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

OFFERED BY: Ms. A. Williams.
SECONDED BY: Ms. C. Duplantis.

ORDINANCE NO. 7189

AN ORDINANCE AMENDING THE PARISH CODE OF TERREBONNE PARISH, CHAPTER 18, SECTION 18-289 TO REMOVE ONE (1) PARKING METER ALONG THE RIGHT SIDE OF MAIN STREET, NEAR MERMAID MASQUERADE, PARTIALLY BLOCKING THE WHITNEY BANK EMPLOYEE PARKING LOT.

SECTION I
BE IT ORDAINED by the Terrebonne Parish Council, in regular session convened, acting pursuant to the authority invested in it by the Constitution and laws of the State of Louisiana, the Home Rule Charter for a Consolidated Government for Terrebonne Parish, and including, but not limited to, LSA R.S. 33:1368 and other statutes of the State of Louisiana, to amend the parish Codes of Terrebonne Parish, Chapter 18, Section 18-289 to remove one (1) parking meter along the right side of Main Street, near Mermaid Masquerade, partially blocking the Whitney Bank Employee Parking Lot.

SECTION II

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections or other portions of this ordinance shall remain in full force and effect, the provisions of this section hereby being declared to be severable.

SECTION III

Any ordinance or part thereof in conflict herewith is hereby repealed.

SECTION IV

This ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13 (b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this, the 13th day of September, 2006.

* * * * * * * * *

The Chairman recognized the public for comments on the following:

D. A proposed ordinance to dedicate and accept the maintenance/operation of the streets, drainage servitudes, and rights-of-way for “Bayou Terrebonne Subdivision” and to incorporate “Force Drive” into the Enhanced 911 Emergency Response System

There were no comments from the public on the proposed ordinance.

Mr. P. Lambert moved, seconded by Mr. H. Lapeyre, “THAT, the Council close the aforementioned public hearing.” *(MOTION VOTED ON AFTER DISCUSSION.)*

Councilman P. Lambert requested Planning & Zoning Director P. Gordon to get with Public Works Director A. Levron regarding the catch basins at 203 Company Canal Road in the aforementioned new subdivision because they appear to be too high for the water to drain into them.

*The Chairman called for a vote on the motion offered by
UPON ROLL CALL THERE WAS RECORDED:

YEAS:  A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS:  None

ABSTAINING:  None

ABSENT:  None

The Chairman declared the motion adopted.

OFFERED BY: Mr. P. Lambert.
SECONDED BY: Mr. H. Lapeyre.

ORDINANCE NO. 7190

AN ORDINANCE DEDICATING AND ACCEPTING THE MAINTENANCE/OPERATION OF THE STREETS, DRAINAGE SERVITUDES, AND RIGHTS-OF-WAY FOR “BAYOU TERREBONNE SUBDIVISION” AND TO INCORPORATE “FORCE DRIVE” INTO THE ENHANCED 911 EMERGENCY RESPONSE SYSTEM FOR THE PURPOSE OF PROVIDING A BETTER MEANS OF LOCATING ADDRESSES; AND TO SET FORTH AN EFFECTIVE DATE FOR THE INCORPORATION OF STREET NAME(S), TO INFORM THE PROPER AGENCIES OF THE STREET NAME(S), AND TO AUTHORIZE THE INSTALLATION OF THE APPROPRIATE STREET SIGN(S), AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED, that the Terrebonne Parish Council, on behalf of Terrebonne Parish Consolidated Government, dedicates and accepts the maintenance/operation of the streets, drainage servitudes, and rights-of-way as depicted on a plat, prepared on May 29, 2006 by Milford & Associates, Inc. titled “Bayou Terrebonne Subdivision”, a copy of which is attached hereto and made a part hereof;

BE IT FURTHER ORDAINED, effective on the 20th day of September, 2006, that “Force Drive” be incorporated into the Enhanced 911 Emergency Response System;

BE IT FURTHER ORDAINED, that a copy of this ordinance be submitted to the Terrebonne Parish Communications Board, local U.S. Postal Services, fire districts, Acadian Ambulance, Terrebonne Parish Sheriff’s Office, and any other appropriate agency; and

BE IT FURTHER ORDAINED, that the Parish Forces be directed to install the proper street sign on the appropriate street, and that any other actions relative thereto be addressed.

SECTION II

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections and other portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be severable.

SECTION III

This ordinance shall become effective upon approval by the Parish President or as otherwise provided in Section 2-13(b) of the Home Rule Charter for a Consolidated Government for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:
THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this, the 13th day of September, 2006.

* * * * * * * * *

The Chairman recognized the public for comments on the following:

E. A proposed ordinance to rename and amend Section 19-14 of the Parish Code, “Regulation of Animals in Public Parks and Playgrounds” to expand the jurisdiction for the requirement of removing excrement or waste left by animals and to authorize the Animal Warden or his/her designee to issue citations

There were no comments from the public on the proposed ordinance.

Ms. C. Duplantis moved, seconded by Mr. C. Voisin, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Ms. C. Duplantis.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

OFFERED BY: Ms. C. Duplantis.
SECONDED BY: Mr. C. Voisin.

ORDINANCE NO. 7191

AN ORDINANCE TO RENAME AND AMEND CHAPTER 19, ARTICLE 1, SECTION 19-14, “REGULATION OF ANIMALS IN PUBLIC PARKS AND PLAYGROUNDS” OF THE PARISH CODE TO EXPAND THE JURISDICTION FOR THE REQUIREMENT OF REMOVING EXCREMENT OR WASTE LEFT BY ANIMALS; TO AMEND CHAPTER 5, ARTICLE 1, SECTION 5-1 “ENFORCEMENT” OF THE PARISH CODE TO AUTHORIZE THE ANIMAL WARDEN OR HIS/HER DESIGNEE TO ISSUE CITATIONS FOR VIOLATIONS OF SECTION 19-14; AND TO PROVIDE TO RELATED MATTERS.
WHEREAS, Sec. 1-06 of the Home Rule Charter for the Parish of Terrebonne provides that parish government shall have the right, power and authority to pass all ordinances requisite or necessary to promote, protect and preserve the general welfare, safety, health, peace and good order of the parish, including, but not by way of limitation, the right, power and authority to pass ordinances on all subject matter necessary, requisite or proper for the management of parish affairs, and all other subject matter without exception, subject only to the limitation that the same shall not be inconsistent with the constitution or expressly denied by general law applicable to the parish; and

WHEREAS, the Parish Code currently contains a provision requiring a person bringing an animal into a public park and/or playground to remove any excrement or waste left by the animal in the public park and/or playground, and

WHEREAS, the duly elected Terrebonne Parish Council, desires to amend Section 19-14 of the Terrebonne Parish Code to expand the jurisdiction of the requirement to remove any excrement or waste left by animals parish wide rather than limited to public parks and/or playgrounds and to amend Section 5-1 of the Terrebonne Parish Code to authorize the Parish’s animal warden or his/her designee to issue citations for violations of Section 19-14; and

NOW, THEREFORE BE IT ORDAINED by the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, that:

SECTION I

Chapter 19, Article I, Section 19-14 of the Terrebonne Parish Code be amended as follows:

Sec. 19-14. Leashes on animals in public parks and playgrounds; removing animal excrement or waste.

(a) It shall be unlawful for any person to bring an animal into any public park and/or playground in the parish without affixing a securely fastened leash to the animal and maintaining a firm grasp on the leash at all times while in the park and/or playground.

(b) Any person having custody or control of any animal shall immediately remove and properly dispose of all excrement or waste left by the animal on any public property or on the private property of another.

(c) Any person who violates the provisions of this section shall, upon conviction, be guilty of a misdemeanor punishable by a fine of up to five hundred dollars ($500.00) or imprisonment in the parish jail for thirty (30) days, or both, at the discretion of the judge.

SECTION II

Chapter 5, Article I, Section 5-1 of the Terrebonne Parish Code be amended as follows:

Sec. 5-1. Enforcement.

The provisions of this chapter shall be enforced by the animal control authority of the parish. In addition, the animal warden or his designee is authorized to issue citations for any violation of Section 19-14 of the Parish Code.

SECTION III

If any word, clause, phrase, section or other portion of this ordinance shall be declared null, void, invalid, illegal or unconstitutional, the remaining words, clauses, phrases, sections and other portions of this ordinance shall remain in full force and effect, the provisions of this ordinance hereby being declared to be severable.
SECTION IV

This ordinance shall become effective upon approval by the Parish President.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

THERE WASRecorded:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this, the 13th day of September, 2006.

The Chairman recognized the public for comments on the following:

F. A proposed ordinance relative to the acceptance of roads for Parish Maintenance provisions for a one-year warranty (This ordinance was held over and later revised.)

There were no comments from the public on the proposed ordinance.

Mr. A. Tillman moved, seconded by Mr. A. Williams, Mr. H. Lapeyre, and Mr. C. Voisin, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WASRecorded:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. H. Lapeyre, “THAT, the Council not take any action on this version of the proposed ordinance relative to the acceptance of roads for Parish Maintenance provisions for a one-year warranty.”

The Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WASRecorded:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None
ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

The Chairman recognized the public for comments on the following:

G. A proposed ordinance relative to the acceptance of roads for Parish Maintenance provisions for a one-year warranty (Revised version)

Chairman P. Rhodes read aloud a letter from Mr. C. J. Stoufflet, Jean Ellen Avenue resident, who expressed his support of requiring developers and contractors to provide a warranty or guarantee on any street, curb, or sidewalk being considered for inclusion into the Parish system.

There were no further comments from the public on the proposed ordinance.

Mr. A. Tillman moved, seconded by Mr. H. Lapeyre, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: C. Voisin

ABSENT: None

The Chairman declared the motion adopted.

OFFERED BY: Mr. A. Tillman.
SECONDED BY: Ms. K. Elfert.

ORDINANCE NO. 7192

AN ORDINANCE AMENDING THE PARISH CODE OF TERREBONNE PARISH, CHAPTER 22, ROADS, BRIDGES AND WATERWAYS; ARTICLE I, GENERAL; SECTION 22-5, ACCEPTANCE OF ROADS FOR PARISH MAINTENANCE (ADDING PROVISIONS FOR A ONE YEAR WARRANTY ON NEWLY ACCEPTED ROADWAYS); AND TO ADDRESS OTHER MATTERS RELATIVE THERETO.

SECTION I

BE IT ORDAINED, by the Terrebonne Parish Council, in regular session convened, acting pursuant to the authority invested in it by the Constitution and laws of the State of Louisiana, and the Home Rule Charter for a Consolidated Government for Terrebonne Parish, to amend the Code of Terrebonne Parish, Chapter 22, Roads, Bridges & Waterways; Article I, General; Section 22-5 Acceptance of roads for parish maintenance (adding provisions for a one year warranty on newly accepted roadways), as follows:

CHAPTER 22. ROADS, BRIDGES & WATERWAYS
ARTICLE I. GENERAL
SECTION 22-5. ACCEPTANCE OF ROADS FOR PARISH MAINTENANCE

(That the section be amended as follows):
Sec. 22-5. Acceptance of roads for parish maintenance.
A. The council shall not accept a road for maintenance unless it complies with:
   (1) The provisions of section 24-8(c); and
   (2) If such road is located in any area where commercial establishments or light industry will
       be located, or is located, the provisions of section 24-10; or
   (3) If such road is located in any industrial area (subdivision), the provisions of section 24-11; or
   (4) If such road is located in a mobile home subdivision, the provisions of section 24-12.
   (Parish Code 1979, § 18-5)
B. All public streets and all dedicated infrastructure shall be warranted by the
   developer/subdivider to be free of construction/structural defects and to be completed in
   accordance with the plans and specifications of the project. Said warranty shall remain in place
   for a minimum period of three hundred sixty five days (365) from acceptance of the
   improvements by ordinance of the Terrebonne Parish Council. The warranty shall be in writing
   and shall include the following violations: defective materials, defective workmanship and
   failure of the applicant to comply with all state and local laws. The warranty insures the
   serviceability and structural integrity of the street and dedicated infrastructure.

Should TPCG fail to inspect the street and all dedicated infrastructure prior to the
anniversary date and notify the responsible party of any alleged defects thereafter, the warranty
shall be considered to have been satisfactorily completed. If placed on notice by TPCG pursuant
to this part, the parish engineering department will re-inspect for warranty release only after
receiving certification from the developer’s engineer that the work has been accomplished. The
defects not cured to the satisfaction of TPCG within fifty days of notification will be turned over
the Terrebonne Parish Consolidated Government legal department for resolution.

SECTION II

If any word, clause, phrase, section or other portion of this ordinance shall be declared
null, void, invalid, illegal, or unconstitutional, the remaining words, clauses, phrases, sections
and other portions of this ordinance shall remain in full force and effect, the provisions of this
ordinance hereby being declared to be severable.

SECTION III

Any ordinance or part thereof in conflict herewith is hereby repealed.

SECTION IV

This ordinance shall become effective upon approval by the Parish President or as
otherwise provided in Section 2-13(b) of the Home Rule Charter for a Consolidated Government
for Terrebonne Parish, whichever occurs sooner.

This ordinance, having been introduced and laid on the table for at least two weeks, was
voted upon as follows:

THERE WAS RECORDED:

YEAS:  A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, P. Rhodes and A.
       Tillman.

NAYS:  P. Lambert.

ABSTAINING:  C. Voisin.

ABSENT:  None.

The Chairman declared the ordinance adopted on this, the 13th day of September, 2006.

* * * * * * *
The Chairman recognized the public at this time for comments on the following:

H. A proposed ordinance to levy millages on the 2006 Tax Roll on all property subject to taxation by the Terrebonne Parish Council

There were no comments from the public on the proposed ordinance.

Ms. K. Elfert moved, seconded by Mr. H. Lapeyre, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Ms. K. Elfert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

OFFERED BY: Ms. K. Elfert.
SECONDED BY: Mr. H. Lapeyre.

ORDINANCE NO. 7193

BE IT ORDAINED, that the following millages are hereby levied on the 2006 tax roll on all property subject to taxation by the Terrebonne Parish Council:

<table>
<thead>
<tr>
<th>MILLAGES</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Parish Tax - Rural</td>
<td>3.09 Mills</td>
</tr>
<tr>
<td>Parish Tax - City</td>
<td>1.55 Mills</td>
</tr>
<tr>
<td>Health Unit - Maintenance</td>
<td>1.66 Mills</td>
</tr>
<tr>
<td>Drainage Tax - Maintenance</td>
<td>7.13 Mills</td>
</tr>
<tr>
<td>Drainage Tax - Bonds</td>
<td>1.43 Mills</td>
</tr>
<tr>
<td>Road and Bridge - Bonds</td>
<td>1.25 Mills</td>
</tr>
<tr>
<td>Recreation Tax - Maintenance</td>
<td>2.16 Mills</td>
</tr>
<tr>
<td>Sanitation District - Maintenance</td>
<td>11.21 Mills</td>
</tr>
<tr>
<td>Mental Health</td>
<td>0.42 Mills</td>
</tr>
<tr>
<td>Council on Aging</td>
<td>7.50 Mills</td>
</tr>
<tr>
<td>Juvenile Detention (Houma) - Maintenance</td>
<td>0.98 Mills</td>
</tr>
<tr>
<td>Juvenile Detention (Houma) - Maintenance</td>
<td>0.96 Mills</td>
</tr>
<tr>
<td>Road District No. 6 - Maintenance</td>
<td>0.81 Mills</td>
</tr>
<tr>
<td>Road Lighting District No. 1 - Maintenance</td>
<td>4.75 Mills</td>
</tr>
<tr>
<td>Road Lighting District No. 2 - Maintenance</td>
<td>1.50 Mills</td>
</tr>
<tr>
<td>Road Lighting District No. 3-A - Maintenance</td>
<td>4.20 Mills</td>
</tr>
<tr>
<td>Road Lighting District No. 4 - Maintenance</td>
<td>3.25 Mills</td>
</tr>
<tr>
<td>Road Lighting District No. 5 - Maintenance</td>
<td>5.00 Mills</td>
</tr>
<tr>
<td>Road Lighting District No. 6 - Maintenance</td>
<td>4.50 Mills</td>
</tr>
<tr>
<td>Road Lighting District No. 7 - Maintenance</td>
<td>5.10 Mills</td>
</tr>
<tr>
<td>Road Lighting District No. 8 - Maintenance</td>
<td>2.55 Mills</td>
</tr>
<tr>
<td>Road Lighting District No. 9 - Maintenance</td>
<td>1.00 Mills</td>
</tr>
<tr>
<td>Road Lighting District No. 10 - Maintenance</td>
<td>5.60 Mills</td>
</tr>
<tr>
<td>Fire Protection District No. 8 - Maintenance</td>
<td>10.52 Mills</td>
</tr>
<tr>
<td>City Ad Valorem Tax</td>
<td>6.75 Mills</td>
</tr>
<tr>
<td>City of Houma - Fire Protection District</td>
<td>5.08 Mills</td>
</tr>
<tr>
<td>City of Houma - Police Protection District</td>
<td>5.08 Mills</td>
</tr>
</tbody>
</table>
BE IT FURTHER ORDAINED that the proper administrative officials of the Parish of Terrebonne, State of Louisiana, be and they are hereby empowered, authorized, and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said Parish for the year 2006, and to make the collection of the taxes imposed for and on behalf of the taxing authority, according to law, and that the taxes herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and collection thereof shall be enforceable in the manner provided by law.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this, the 13th day of September, 2006.

* * * * * * * * *

The Chairman recognized the public for comments on the following:

I. A proposed ordinance to increase the millage rate(s) but not in excess of the prior years maximum rate(s) on all taxable property shown on the Official Assessment Roll for the Year 2006 for purposes of TARC (retarded citizens)

There were no comments from the public on the proposed ordinance.

Mr. A. Tillman moved, seconded by Ms. K. Elfert, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.
ORDINANCE NO. 7194

BE IT ORDAINED by the Terrebonne Parish Council of the Parish of Terrebonne, Louisiana, in a public meeting held on September 13, 2006, which meeting was conducted in accordance with the Open Meetings Law and the additional requirements of Article VII, Section 23© of the Louisiana Constitution and R.S. 47:1705(B), that the taxing district voted to increase the millage rate(s) but not in excess of the prior years maximum rate(s) on all taxable property shown on the official assessment roll for the year 2006, and when collected, the revenues from said taxes shall be used only for the specific purposes for which said taxes have been levied. Said millage rate(s) are:

<table>
<thead>
<tr>
<th></th>
<th>Adjusted Rate</th>
<th>2006 Levy</th>
</tr>
</thead>
<tbody>
<tr>
<td>RETARDED CITIZENS</td>
<td>5.20 Mills</td>
<td>5.33 Mills</td>
</tr>
</tbody>
</table>

BE IT FURTHER ORDAINED that the Assessor of the Parish of Terrebonne, shall extend upon the assessment roll for the year 2006 the taxes herein levied, and the tax collector of said Parish shall collect and remit the same to said taxing authority in accordance with law.

The foregoing ordinance was read in full, the roll was called on the adoption thereof, and the ordinance was adopted by no less than two-thirds of the total membership of the taxing authority voting in favor as required by Article VII, section 23(C) of the Louisiana Constitution and R.S.47:1705 (B). The votes were:

There was recorded:

**YEAS:** A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert and A. Tillman.

**NAYS:** None.

**ABSTAINING:** None.

**ABSENT:** None.

The Chairman declared the ordinance adopted on this, the 13th day of September, 2006.

* * * * * * * * *

The Chairman recognized the public for comments on the following:

J. A proposed ordinance to adjust the millage rate(s) levied upon the dollar of the assessed valuation of all property subject to Ad Valorem Taxation within said Parish for the Year 2006, for the purpose of raising revenue for TARC (retarded citizens)

There were no comments from the public on the proposed ordinance.

Ms. K. Elfert moved, seconded by Mr. H. Lapeyre, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Ms. K. Elfert.

UPON ROLL CALL THERE WAS RECORDED:
YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

OFFERED BY: Ms. K. Elfert.
SECONDED BY: Ms. C. Duplantis & Mr. H. Lapeyre.

ORDINANCE NO. 7195

BE IT ORDAINED by the Terrebonne Parish Council of the Parish of Terrebonne, Louisiana, in a public meeting held on September 13, 2006, which meeting was conducted in accordance with the Open Meetings Law and the additional requirements of Article VII, Section 23(C) of the Louisiana Constitution and R.S. 47:1705(B), that the following adjusted millage rate(s) be and they are hereby levied upon the dollar of the assessed valuation of all property subject to ad valorem taxation within said Parish for the year 2006, for the purpose of raising revenue:

MILLAGE

RETARDED CITIZENS 5.20 Mills

BE IT FURTHER ORDAINED that the Assessor of the Parish of Terrebonne, shall extend upon the assessment roll for the year 2006 the taxes herein levied, and the tax collector of said Parish shall collect and remit the same to said taxing authority in accordance with law.

This ordinance, having been introduced and laid on the table for at least two weeks, was voted upon as follows:

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: None.

The Chairman declared the ordinance adopted on this, the 13th day of September, 2006.

* * * * * * *

The Chairman recognized the public for comments on the following:

K. A proposed ordinance to amend the Terrebonne Parish Storm Drainage Design Manual (SDDM) criteria for design of open storm drainage systems

There were no comments from the public on the proposed ordinance.

Parish Manager B. Blackwell requested the Council’s consideration of deferring action on agenda items 6:30 K and M regarding amending the Terrebonne Parish Storm Drainage
Design Manual and referring both back to the Subdivision Review Regulations Committee for further discussion.

Mr. H. Lapeyre moved, seconded by Mr. P. Lambert, “THAT, the Council hold open the public hearing on the proposed ordinance to amend the Terrebonne Parish Storm Drainage Design Manual (SDDM) criteria for design of open storm drainage systems and that it be referred back to the Subdivision Regulations Review Committee for further discussion.”

The Chairman called for a vote on the motion offered by Mr. H. Lapeyre.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

The Chairman recognized the public for comments on the following:

L. A proposed ordinance to amend the Terrebonne Parish Storm Drainage Design Manual (SDDM) to provide for a range of runoff coefficients for concrete conduit, to change the hydraulic computations to allow the use of computer models and the use of electronic hydraulic programs, to require the designers to run the Louisiana Department of Transportation and Development’s (LDOTD) Programs for the design of closed storm drainage systems and criteria for design of open storm drainage systems (Ordinance later revised and re-introduced.)

There were no comments from the public on the proposed ordinance.

Mr. A. Tillman moved, seconded by Ms. K. Elfert, “THAT, the Council close the aforementioned public hearing.”

The Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Ms. K. Elfert, “THAT, the Council not take any action on this version of the proposed ordinance relative to amending the Terrebonne Parish Storm Drainage Design Manual (SDDM).”

The Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:
YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

The Chairman recognized the public for comments on the following:

M. A proposed ordinance to amend the Terrebonne Parish Storm Drainage Design Manual (SDDM) to provide for a range of runoff coefficients for concrete conduit, to change the hydraulic computations to allow the use of computer models and the use of electronic hydraulic programs, to require the designers to run the Louisiana Department of Transportation and Development’s (LDOTD) programs for the design of closed storm drainage systems (Revised version)

There were no comments from the public on the proposed ordinance.

Ms. K. Elfert moved, seconded by Ms. A. Williams, “THAT, the Council hold open the public hearing on the proposed ordinance to amend the Terrebonne Parish Storm Drainage Design Manual (SDDM) to provide for a range of runoff coefficients for concrete conduit, to change the hydraulic computations to allow the use of computer models and the use of electronic hydraulic programs, to require the designers to run the Louisiana Department of Transportation and Development’s (LDOTD) programs for the design of closed storm drainage systems, and that it be referred back the Subdivision Regulations Review Committee for further discussion.”

The Chairman called for a vote on the motion offered by Ms. K. Elfert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Ms. K. Elfert, “THAT, the Council continue with the regular order of business.”

The Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None
The Chairman declared the motion adopted.

The Chairman recognized Mr. Barry Bonvillain (former Parish President, Council Member, and City Alderman), representing the East Park Volunteer Fire Company, who stated that the East Park Fire Station is owned and budgeted by the City and was closed almost two years ago. He requested the Council’s consideration in reopening the fire station, particularly with the construction of the Prospect Street Bridge beginning next year.

Ms. C. Duplantis moved, seconded by Ms. K. Elfert, and Mr. H. Lapeyre, “THAT, the Council extend Mr. Barry Bonvillain’s time.”

The Chairman called for a vote on the motion offered by Ms. C. Duplantis.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Mr. Barry Bonvillain continued his presentation regarding the request to reopen East Park Fire Station. He stated that he understands that TPCG found additional funding in the budget and suggested that some of those funds be used for the Houma Fire Department.

The Chairman recognized Mr. Keith Bonvillain, Vice-President of East Park Volunteer Fire Company, who presented the Council a petition from the residents of East Park requesting that the East Park Fire Station be reopened.

The Chairman recognized Mr. August Bonvillain, President of the East Park Volunteer Fire Company, who stated he has been with the Company for fifty-two years and has fought a lot of fires to help the City of Houma Firemen.

Councilwoman C. Duplantis expressed her grave dissatisfaction with the closure of the East Park Fire Station and her attempts to keep it open. She read aloud a letter she prepared to Administration regarding her wish list for the proposed 2007 Budget, of which the reopening of the East Park Fire Station is on that list.

Councilman A. Tillman also expressed his grave dissatisfaction with the closure of the East Park Fire Station when it happened and stated he hopes that a way is found to reopen it.

A discussion ensued relative to the request to consider funding the reopening of the East Park Fire Station.

Mr. P. Lambert moved, seconded Unanimously, “THAT, the Council ask Administration to look into the possibility of reopening the East Park Fire Station during the construction of the Prospect Street Bridge.” *(MOTION AMENDED AFTER DISCUSSION.)*

A further lengthy discussion ensued relative to evaluating the possibility of reopening of the East Park Fire Station.

*Mr. P. Lambert amended the motion, seconded Unanimously, “THAT, the Council ask Administration to look into the possibility of reopening the East Park Fire Station during the construction of the Prospect Street Bridge; and formally accepting the petition submitted by the residents requesting same.” *(MOTION AMENDED AGAIN AFTER DISCUSSION.)*
During the ensuing discussion there were concerns relative to evaluating reopening of the East Park Fire Station only during the construction of the Prospect Street Bridge and requests made to consider a permanent reopening of the station.

*Mr. P. Lambert amended the motion, seconded Unanimously, “THAT, the Council ask Administration to look into the possibility of reopening the East Park Fire Station; and formally accepting the petition submitted by the residents requesting same.”*

The Chairman called for a vote on the motion offered by Mr. P. Lambert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS:  None

ABSTAINING:  None

ABSENT:  None

The Chairman declared the motion adopted.

The Chairman recognized Mr. Lon Juneau, Piping Rock Dr. and President of Lafayette Woods Civic Association and representing the citizens of the Lafayette Woods community, who stated that after Hurricane Rita last year, he appeared before the Council with a petition and pictures from the residents of what happened to the subdivision as a result of the hurricane. He stated that the Village East Elementary School came within inches of flooding as well as some of the residences. He stated as a result of that, a simple design proposal was prepared to try to eliminate flooding that they knew would be coming in the future. He displayed a map and explained the current drainage system for the Lafayette Woods Subdivision.

Ms. C. Duplantis moved, seconded by Mr. A. Tillman and Mr. H. Lapeyre, “THAT, the Council extend Mr. Lon Juneau’s time.”

The Chairman called for a vote on the motion offered by Ms. C. Duplantis.

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS:  None

ABSTAINING:  None

ABSENT:  None

The Chairman declared the motion adopted.

Mr. Lon Juneau continued his presentation regarding the drainage system in the Lafayette Woods Subdivision and requested that the Parish consider the plan that was prepared to address the situation. He stated that Mr. Rex King, a local engineer, has agreed to perform the engineering survey for $50,000.00. He requested that funding to perform the survey be included in TPCG’s Budget.

Councilwoman C. Duplantis stated that one of the items she submitted to Administration for her wish list for the 2007 Budget in District 5 is to address the drainage situation in the Lafayette Woods Subdivision. She stated that she wants to address this situation as soon as possible.
The Chairman recognized Mr. Alvin Bourg, Chauvin resident, who offered his appreciation for reopening the Grand Bois Campground, but stated with the little improvements that were done, it should not have taken so long to have it opened. He stated although he originally supported the proposed 1 cent sales tax, he believes it will be a hardship for senior citizens who are on fixed incomes. He also expressed his concerns relative to the wording in the proposition that states “and other related expenses”.

Upon questioning by Chairman P. Rhodes, Parish Attorney C. Alcock stated that the Louisiana Revised Statute 18:1455 provides that no public funds shall be used to urge any elector to vote for or against any candidate or proposition or be appropriated to a candidate or political organization. The provision shall not prohibit the use of public funds for dissemination of factual information relative to a proposition appearing on an election ballot. She stated that she believes that a Council Member can state their position on different issues and maybe a conservative approach would be just to say that they support the tax. She stated that the law is primarily to prohibit using money to produce pamphlets, have radio announcements urging voters to vote for something because the government is not supposed to take a position on election issues.

Councilman C. Voisin expressed his concerns relative to being called down for commenting on the proposed sales tax and stated he believes if the matter is on the agenda by a member of the public who discusses it, Council Members should be allowed to discuss it also.

Councilman C. Voisin expressed his concerns relative to being called down for commenting on the proposed sales tax and stated he believes if the matter is on the agenda by a member of the public who discusses it, Council Members should be allowed to discuss it also.

Upon questioning by Councilman C. Voisin, Council Clerk P. Labat stated that there currently is a policy of the Council not to allow political candidates to address the Council, but he is not aware of a policy that deals with endorsing or saying a person is in favor or against a tax at a meeting.

Councilman C. Voisin gave the reasons he believes that the people of fixed incomes will be better served with paying an additional tax that will provide them hurricane protection as opposed to having to evacuate, which is more costly.

Councilman H. Lapeyre stated that he believes he has every right to express his support for the proposed 1 cent sales tax and he also believes that the revenues will provide this Parish some form of protection against tidal surge.

Councilman A. Tillman stated he believes that other options could have been explored for revenues to provide hurricane protection because a penny tax does make a difference to some people and they are already suffering. He suggested that other options be considered to provide the protection that will be needed.

The Chairman recognized Mr. Hank Breaux, Broadmoor Ave. resident and Program Coordinator for Operation HOPE in Houma, La., explained that Operation HOPE is a federal government grant program that provides counseling, financial services, financial literacy to individuals and small businesses that were affected by the disasters of 2005. He stated that all the services are free of charge, there is a regional office in New Orleans, but he is located in Houma targeting Lafourche and Terrebonne Parishes. He distributed a packet with a list of all the different services available to those who register. He stated that the website is www.operationhope.org. He requested assistance in creating awareness in the community and help with contacting financial industry professionals that would help register and volunteer their time to counsel applicants.

Councilwoman K. Elfert suggested that Mr. Hank Breaux contact the Chamber of Commerce for assistance in making contact with the financial institutions.

The Chairman called for a report on the Public Services Committee meeting held on 9/11/06, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 9/27/06, rendered the following:

PUBLIC SERVICES COMMITTEE

SEPTEMBER 11, 2006
The Chairman, Alvin Tillman, Sr., called the Public Services Committee meeting to order at 5:30 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Ms. A. Williams and the Pledge of Allegiance led by Mr. P. Rhodes. Upon roll call, Committee Members recorded as present were: T. Cavalier, P. Lambert, H. Lapeyre, P. Rhodes, A. Tillman, C. Voisin, and A. Williams. Committee Members C. Duplantis and K. Elfert were recorded as absent. A quorum was declared present.

The Chairman announced that Committee Members C. Duplantis and K. Elfert were unable to attend this evening’s committee meetings due to business commitments.

Committee Member P. Rhodes stated that the Terrebonne Levee & Conservation District has been requested to present an update on the Ward 7 Levee Project and noted that minutes and notes for the aforementioned project provided information with respect to a shortage of dirt for the levee project. Mr. Rhodes continued that the project was delayed 5 to 6 months in order to determine the correct shortage of dirt and the actual levee elevation.

Terrebonne Levee & Conservation District Executive Director Jerome Zeringue stated that improvements are being made to the lower and northern portion of the Ward 7 Levee. He noted that on the northern portion of the Ward 7 Levee, immediate post-storm repairs to the breaches in the levee are being made and reconstruction of the upper portion of the levee is being completed. Mr. Zeringue stated that emergency repairs have been completed and the District signed a contract with Shaw Coastal, Inc. and Phylway Contractors for a 75/25 cost share of the aforementioned project. He continued with a power point presentation of the improvements to the Ward 7 Levee and noted the goal is to complete the project by the start of the 2007 Hurricane season. In response to questioning, Mr. Zeringue stated that the adjacent property owner has agreed to provide 30,000 cubic yards of soil and noted that the soil would be used to elevate the levee. He noted that some of the property owners gave permission for the soil and other properties were expropriated and added that about 50,000 cubic yards would be obtained.

Discussion ensued relative to elevating the aforementioned levee.

In response to questioning, Mr. Zeringue stated that a reimbursement request for work on the aforementioned project has not been submitted to the Parish and added that he does not foresee any problems in obtaining reimbursement. He added that Shaw Coastal is in the process of acquiring additional information for Statewide Funding for the Ward 7 Levee Improvement Project. (NO ACTION TAKEN)

Mr. P. Rhodes moved, seconded by Mr. H. Lapeyre, “THAT, the Public Services Committee recess in order to conduct the Council Committee meetings as scheduled and published.”

The Chairman called for the vote on the motion offered by Mr. P. Rhodes.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Chairman declared the motion adopted.

(NOTE: REMAINDER OF PUBLIC SERVICES COMMITTEE MINUTES, AND MOTION TO ACCEPT AND RATIFY, ARE FOUND FOLLOWING RATIFICATION OF THE POLICY, PROCEDURE AND LEGAL COMMITTEE CONTAINED HEREIN)
The Chairman called for a report on the Budget & Finance Committee meeting held on 9/11/06, whereupon the Committee Vice-Chairman, noting that ratification of the minutes calls public hearings on 9/26/06, rendered the following:

**BUDGET & FINANCE COMMITTEE**

**SEPTEMBER 11, 2006**

The Vice Chairman, Harold Lapeyre, called the Budget & Finance Committee meeting to order at 6:02 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Mr. C. Voisin and the Pledge of Allegiance led by Mr. P. Lambert. Upon roll call, Committee Members recorded as present were: T. Cavalier, P. Lambert, H. Lapeyre, P. Rhodes, A. Tillman, C. Voisin, and A. Williams. Committee Chairwoman K. Elfert and Committee Member C. Duplantis were recorded as absent. A quorum was declared present.

The Vice Chairman announced that Committee Chairwoman K. Elfert and Committee Member C. Duplantis were unable to attend this evening’s committee meeting due to business commitments.

Mr. P. Lambert moved, seconded by Mr. P. Rhodes and Mr. C. Voisin, “THAT, the Budget & Finance Committee introduce an ordinance to amend the 2006 Budget to provide funds for: a) 4-1 New Pump Station; b) Coastal Zone Management Grant; c) Drainage Construction Fund; and, d) Sewer Capital Renewal Replacement Fund; and call a public hearing on said matter on September 27, 2006 at 6:30 p.m.”

The Vice Chairman called for the vote on the motion offered by Mr. P. Lambert.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Vice Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. P. Rhodes, “THAT, the Budget & Finance Committee introduce an ordinance to amend the 2006 Budget to provide funds for a Multi-jurisdictional Task Force and Domestic Violence Grants and call a public hearing on said matter on September 27, 2006 at 6:30 p.m.”

The Vice Chairman called for the vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Vice Chairman declared the motion adopted.
Mr. A. Tillman moved, seconded by Ms. A. Williams, “THAT, the Budget & Finance Committee introduce an ordinance to amend the 2006 Budget to provide funds for the Summer Feeding Program, the Head Start Program, the LIHEAP Program, and the HUD Housing Assistance Program, and call a public hearing on said matter on September 27, 2006 at 6:30 p.m.”

The Vice Chairman called for the vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Vice Chairman declared the motion adopted.

The Vice Chairman recognized Mr. Damon Baldone, local attorney/realtor, who requested consideration of his bid and the plans to renovate the building located at 309 Goode Street. He noted the economic benefits for Terrebonne Parish if his bid was selected, and continued by expressing his confusion with respect to what the “best and highest bid” means.

Parish Attorney Courtney Alcock explained that the verbiage “best and highest bid” is standard language in the Parish’s surplus standard form. She continued that the language and instructions for bidders are clear in that it is the intention of the Terrebonne Parish Consolidated Government to sell the property for the best and highest price. Ms. Alcock noted that in the acceptance of the bids section of the standard form, it states that, “In the event that the bid is awarded, a formal written notice of the award of the bid would be given to the highest responsible bidder who bid according to the instructions to bidders and specifications.” She added that the aforementioned property was previously declared surplus and that the obligation of the Parish Government is to recoup the fair market value of the property. Ms. Alcock stated that in speaking with the Attorney General’s Office, it was determined that the appraisal sets the minimum price and when placed on the market, the fair market value is the highest offer.

Committee Member C. Voisin expressed his concern relative to the appraisal value of the property decreasing by one-half of the original appraisal value assigned three years ago, especially since property values in Terrebonne Parish have been increasing.

Purchasing Manager Angela Guidry explained that the standard language for the highest “best” bid means the highest “dollar” bid offered. She continued that the language is standard in invitations to bidders and that, in a case where a bid is awarded and the bidder changes his/her mind, the Parish may accept a lower bid.

The Chairman recognized Mr. Thomas Guarisco, owner of TNT Ventures, who noted several renovation projects that he has completed in the Downtown area. He refuted several claims made by Mr. Baldone with respect to use of the aforementioned property and explained his plans for the building.

Parish Manager Barry Blackwell stated that after consulting with the Legal Department regarding Mr. Baldone’s contention that there may be some latitude for subjective evaluation of the bids, it was determined that the bid award should be based upon the highest value.

Committee Member C. Voisin asked Mr. Guarisco to give some consideration to allowing special use parking for events held in the downtown area.

Mr. Guarisco interjected that there is a possibility that a parking garage may be constructed in the downtown area.
The Chairman recognized Mr. Don Underwood, local developer, who opposed Mr. Baldone’s request to reconsider the bid award for the property located at 309 Goode Street. Mr. Underwood questioned the appraisal value of the aforementioned property due to the condition of the building.

OFFERED BY: Mr. C. Voisin.
SECONDED BY: Ms. T. Cavalier.

RESOLUTION NO. 06-304

WHEREAS, on August 15, 2006 bids were received by the Terrebonne Parish Consolidated Government for Bid No. 06-1/9-29, Surplus Sale of 309 Goode Street and Two (2) Parking Lots on Belanger Street, and

WHEREAS, after careful review by the Purchasing Division and Parish Administration, it has been determined that the best and highest bid was that of TNT Ventures, Inc. in the amount of Four Hundred One Thousand Dollars and Zero Cents ($401,000.00), and that the bid should be accepted as per attached bid forms, and

WHEREAS, the Parish Administration has recommended the acceptance of the aforementioned bid for Bid No. 06-1/9-29, Surplus Sale of 309 Goode Street and Two (2) Parking Lots on Belanger Street for a total amount of Four Hundred One Thousand Dollars and Zero Cents ($401,000.00), as described in the forms attached hereto and made a part hereof.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of the Parish Administration is approved and the bid of TNT Ventures, Inc. is accepted as per attached bid forms.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Vice Chairman declared the resolution adopted on this, the 11th day of September, 2006.

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Mr. Baldone apologized for any misconceptions that may have been gathered with respect to his comments and suggested that the standard invitation to bid be revised to clarify the award of bids.

Committee Member P. Rhodes requested that Administration meet with Mr. Baldone to discuss possible amendments to the standard invitation bid form to clarify the language.

Chief Finance Officer Jamie Elfert explained verbiage in the standard invitation for bids. She continued that the clause does not require that a bidder explain the use of the building. Ms. Elfert further noted that Administration contacted the highest bidder to request a brief explanation of the plans for the building’s use, but added that this information was not required. She added that the Parish did not do anything wrong by contacting the highest bidder after the bid was awarded, in her opinion.

OFFERED BY: Mr. P. Lambert.
A RESOLUTION TO GRANT THE PARISH PRESIDENT THE AUTHORITY TO EXTEND THE COMMERCIAL LEASE AGREEMENT BETWEEN THE TERREBONNE PARISH CONSOLIDATED GOVERNMENT AND HEBERT & MARCEAUX, LLC AFFECTING CERTAIN PREMISES IN THE GOVERNMENT TOWER, 8026 MAIN STREET, SUITES 101 AND 102, HOUMA, LOUISIANA, TO MAY 31, 2007 BEYOND THE ORIGINAL TERM ENDING JANUARY 23, 2007; AND TO AUTHORIZE THE PARISH PRESIDENT PURSUANT TO TERREBONNE PARISH CODE OF ORDINANCE SEC. 2-452(d) TO EXECUTE THE NECESSARY AMENDMENT TO LEASE AGREEMENT

WHEREAS, the Terrebonne Parish Consolidated Government entered into a certain lease agreement with Hebert & Marceaux, LLC on the premises more particularly described as:

Approximately 2498 square feet of space located on the first floor of the Terrebonne Parish Government Tower

MUNICIPAL ADDRESS:  8026 Main Street, Suites 101 and 102, Houma, Louisiana  70360

WHEREAS, the term of the original lease agreement is from January 23, 2004 until January 23, 2007.

WHEREAS, during the term of the lease, the Parish Administration has determined that the leased premises is needed for public purpose pursuant to Section 2-452(e)(3) and that tenant has been notified of such need.

WHEREAS, it is not the intent of the Terrebonne Parish Consolidated Government to renew or extend the original commercial lease agreement; however, tenant has requested an extension of the original term until May 31, 2007 as to allow tenant to locate other space in which to operate its business.

WHEREAS, the Parish Administration recommends that the Council grant the Parish President the authority to extend the original lease agreement executed on January 23, 2004 for a term of an additional four (4) months, occupancy not to exceed, under any circumstances, beyond May 31, 2007.

NOW THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, grant the Parish President authority to amend and extend the original lease agreement executed on January 23, 2004 for an additional term of four (4) months, occupancy not to exceed, under any circumstances, beyond May 31, 2007, and to further authorize the Parish President to execute the necessary documents in connection with the amendment to the lease agreement.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.
The Vice Chairman declared the resolution adopted on this, the 11th day of September, 2006.

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Mr. A. Tillman moved, seconded by Mr. P. Rhodes, “THAT, the Budget & Finance Committee introduce an ordinance to authorize the Parish President to execute an Agreement to Purchase and Sell, Act of Sale and other documents for property adjacent to the Utilities Department subject to rezoning of said property, and call a public hearing on said matter on September 27, 2006 at 6:30 p. m.”

The Vice Chairman called for the vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Vice Chairman declared the motion adopted.

OFFERED BY: Mr. P. Lambert.
SECONDED BY: Mr. C. Voisin.

RESOLUTION NO. 06-306

A resolution authorizing the Parish President to execute a Cooperative Endeavor Agreement between the Terrebonne Parish Consolidated Government and the Morganza Action Coalition, Inc.

WHEREAS, Article VII, Section 14 of the Louisiana Constitution provides that “[F]or a public purpose, the state and its political subdivisions or political corporations may engage in cooperative endeavors with each other, with the United States or its agencies, or with any public or private association, corporation or individual”, and

WHEREAS, Morganza is the federally-sponsored hurricane protection system that is proposed for the protection of the Parish of Terrebonne and for portions of the Parish of Lafourche, which if constructed to completion is designed to protect the citizens and property of those parishes from the ravages of hurricanes, and

WHEREAS, the aforementioned parties realize their common interest relating to this critical infrastructure improvement and seek to cooperate to generate information and provide educational materials relating thereto, and

WHEREAS, the Terrebonne Parish Consolidated Government believes that entering into this Cooperative Endeavor Agreement, with the Morganza Action Coalition, Inc. to lobby the federal government and to provide funding for related information and educational materials, will serve a public purpose and have a public benefit commensurate with the costs

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the Parish President, Don Schwab, is hereby authorize to execute a Cooperative Endeavor Agreement with the Morganza Action Coalition, Inc., containing substantially the same terms as those set out in the attached agreement.

THERE WAS RECORDED:

NAYS:  P. Rhodes and A. Tillman.

ABSTAINING:  None.

ABSENT:  C. Duplantis and K. Elfert.

The Vice Chairman declared the resolution adopted on this, the 11th day of September, 2006.

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Parish Manager Barry Blackwell explained that the Morganza Action Coalition, Inc. has requested funding to hire advocacy groups to urge the United States Congressional Delegation to approve funding for the Morganza to the Gulf of Mexico Hurricane Protection Levee Project. He noted that the aforementioned authorization would allocate a “one-time” fund allocation of $30,000.00 and future allocations would be subject to the availability of funding over the next two years.

OFFERED BY:  Mr. P. Lambert.
SECONDED BY:  Mr. A. Tillman.

RESOLUTION NO. 06-307

A resolution awarding Bid No. 06-1/0-21, Rehabilitation of Existing Christmas Tree Cribs, Removal of Trees from Storage Site, Transportation and Placement of Trees in Cribs at Project Site, to T-Beb Wetland Nursery, in the amount of Forty Thousand Four Hundred Twenty Dollars and Zero Cents ($40,420.00).

WHEREAS, Leslie Suazo, Coastal Zone Director, has reviewed the bid received and recommends the bid of T-Beb Wetland Nursery, the lowest responsive bid, and

WHEREAS, the Department of Finance has certified compliance of this bid with procedural requirements of the bid documents and the availability of funding, and

WHEREAS, based upon these supporting recommendations, the Coastal Zone Department recommends the award of Bid No. 06-1/0-21, Rehabilitation of Existing Christmas Tree Cribs, Removal of Trees from Storage Site, Transportation and Placement of Trees in Cribs at Project Site in the amount of Forty Thousand Four Hundred twenty Dollars and Zero Cents ($40,420.00).

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, awards Bid No. 06-1/0-21, Rehabilitation of Existing Christmas Tree Cribs, Removal of Trees from Storage Site, Transportation and Placement of Trees in Cribs at Project Site to T-Beb Wetland Nursery in the amount of $40,420.00, and that the Parish President and all other appropriate parties be, and they are hereby, authorized to execute any and all contract documents associated therewith.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  C. Duplantis and K. Elfert.
RESOLUTION NO. 06-308

WHEREAS, the Terrebonne Parish Consolidated Government Planning and Recreation Departments have had numerous requests from the public for the option of paying fees either by credit card or debit card, and

WHEREAS, the Terrebonne Parish Consolidated Government Finance Department has obtained bids for the purpose of installing (4) four new credit card machines in the Planning and Recreation Departments and replacing an old credit card machine at the Waterlife Museum, and

WHEREAS, after a careful review of the bids from three credit card servers, it has been determined that the fees, for transactions performed, of Nova Network should be accepted as per the attached documents, and

WHEREAS, Section 2-109 of the Terrebonne Parish Code requires any contract with a cumulative expenditure of Twenty Thousand Dollars ($20,000.00) or more annually shall be approved by the Council by resolution.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation by the Parish Administration be approved and that the aforementioned services be accepted as per the attached documents.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Vice Chairman declared the resolution adopted on this, the 11th day of September, 2006.

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ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Vice Chairman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.
SECONDED BY: Mr. A. Tillman.

RESOLUTION NO. 06-309

WHEREAS, on August 1, 2006 bids were received by the Terrebonne Parish Consolidated Government for Bid No. 06-1/9-28 Surplus Sale of Vehicles, and

WHEREAS, after careful review by Parish Administration it has been determined that the highest bids received are those of Ace Auto Sales, for Items # 1, 3, 4, and 5 in the amount of FIVE THOUSAND EIGHT HUNDRED NINETY SEVEN DOLLARS AND ZERO CENTS ($5,897.00) and Item # 2 to Asia Poston in the amount of SIX HUNDRED FIFTY DOLLARS AND ZERO CENTS ($650.00), for a total amount of SIX THOUSAND FIVE HUNDRED FORTY SEVEN DOLLARS AND ZERO CENTS ($6,547.00) and that the bids should be accepted as per attached bid forms, and

WHEREAS, the Parish Administration has recommended the acceptance of the aforementioned bid for Bid No. 06-1/9-28 Surplus Sale of Vehicles for a total amount of SIX THOUSAND FIVE HUNDRED FORTY SEVEN DOLLARS AND ZERO CENTS ($6,547.00), as described in attached hereto and made a part hereof.

NOW, THEREFORE BE IT RESOLVED by Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, that the recommendation of the Parish Administration is approved and the bids of Ace Auto Sales, and Asia Poston are accepted as per attached bid forms.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Vice Chairman declared the resolution adopted on this, the 11th day of September, 2006.

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RESOLUTION NO. 06-310

A resolution awarding Bid No. 06-1-9-31, Purchase and Erection of a Pavilion Type Building to Gen-Con, Inc. in the amount of One Hundred Twenty Thousand Eight Hundred Twenty-one Dollars and Zero Cents ($120,821.00).

WHEREAS, Al Levron, Public Works Director, and David Drury, Government Building Supervisor, have reviewed the bid received and recommends the bid of Gen-Con, Inc., the lowest responsive bid, and

WHEREAS, the Department of Finance has certified compliance of this bid with procedural requirements of the bid documents and the availability of funding, and

WHEREAS, based upon these supporting recommendations, the Public Works Department recommends the award of Bid No. 06-1-9-31, Purchase and Erection of a Pavilion Type Building in the amount of One Hundred Twenty Thousand Eight Hundred Twenty-one Dollars and Zero Cents ($120,821.00).

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Budget and Finance Committee), on behalf of the Terrebonne Parish Consolidated Government, awards Bid No. 06-1-9-31, Purchase and Erection of a Pavilion Type Building to Gen-Con, Inc. in the amount of $120,821.00, and that the Parish President and all other appropriate parties be, and they are hereby, authorized to execute any and all contract documents associated therewith.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT:  C. Duplantis, K. Elfert and C. Voisin.

The Vice Chairman declared the resolution adopted on this, the 11th day of September, 2006.

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Public Works Director Al Levron stated that at a previous meeting, Administration recommended proceeding with bidding a turn-key project for the construction of an agricultural building and electrical components. He continued that Administration received bids from one contractor of which the base bid of $120,800.00 included only the building and foundation (which is within the Parish’s budget) and the alternate bid for the electrical components would increase the project cost and place the cost above the budgeted amount; therefore, the alternate bid is not being recommended. Mr. Levron stated that Administration has solicited bids from a local electrical contractor to perform the work and requested proceeding with the award of the base bid. He added that there would be an 8 to 10 week time period for delivery of materials and the installation period is estimated to be 60 days.

Government Buildings Manager David Drury explained that the contractor has 45 days to respond to the bid award and 150 days to complete the project. Mr. Drury noted that the installation of electrical components for the building is being delayed and would be performed by a separate contractor and may decrease some of the construction time.

Purchasing Manager Angela further clarified that the contractor has 150 days to construct the building once the notice to proceed is given. She stated that the 150-day time period includes the installation of electrical components, but since this has been deleted, the construction time...
may be decreased. Mrs. Guidry stated that Administration would obtain a definite construction time frame once the resolution is approved.

In response to questioning, Mr. Levron stated that the general contractor construction work would be warranted for one year on labor, material, and equipment use on the project, and other warranties as provided by law.

Committee Member C. Voisin exited the proceedings at 6:49 p.m.

Mr. A. Tillman moved, seconded by Mr. P. Rhodes, “THAT, there being no further business to come before the Budget & Finance Committee, the meeting be adjourned.”

The Vice Chairman called for the vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis, K. Elfert, and C. Voisin.

The Vice Chairman declared the motion adopted and the meeting was adjourned at 6:49 p.m.

Harold Lapeyre, Vice Chairman

Suzette Thomas, Minute Clerk

Mr. H. Lapeyre moved, seconded by Ms. K. Elfert and Ms. A. Williams, “THAT, the Council accept and ratify the minutes of the Budget & Finance Committee meeting held on 9/11/06.”

The Chairman called for a vote on the motion offered by Mr. H. Lapeyre.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

The Chairman called for a report on the Policy, Procedure, & Legal Committee meeting held on 9/11/06, whereupon the Committee Chairman, noting that ratification calls public hearings on 9/27/07, rendered the following:

POLICY, PROCEDURE, & LEGAL COMMITTEE

SEPTEMBER 11, 2006

The Chairman, Harold Lapeyre, called the Policy, Procedure, & Legal Committee meeting to order at 6:52 p.m. in the Terrebonne Parish Council Meeting Room with the
Invocation led by Ms. A. Williams and the Pledge of Allegiance led by Mr. P. Lambert. Upon roll call, Committee Members recorded as present were: T. Cavalier, P. Lambert, H. Lapeyre, P. Rhodes, A. Tillman, C. Voisin, and A. Williams. Committee Members C. Duplantis and K. Elfert were recorded as absent. A quorum was declared present.

The Chairman announced that Committee Members C. Duplantis and K. Elfert were unable to attend this evening’s committee meeting due to business commitments.

Risk Management Director Janelle Brierly stated that Administration has been unable to complete the evaluation process for the submission of the Parish’s Property and Casualty Brokers for 2007, and requested that the matter be postponed for two weeks.

Mr. P. Rhodes moved, seconded by Mr. P. Lambert and Mr. A. Tillman, “THAT, the Policy, Procedure, & Legal Committee retain the matter relative to the selection of the Property and Casualty Broker for 2007 for two weeks.”

The Chairman called for the vote on the motion offered by Mr. P. Rhodes.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis, K. Elfert, and A. Williams.

The Chairman declared the motion adopted.

OFFERED BY: Mr. C. Voisin.
SECONDED BY: Mr. P. Lambert.

RESOLUTION NO. 06-311

WHEREAS, during the 2006 Legislative Session, legislation was enacted which has resulted in several proposed amendments to the Louisiana Constitution being proposed to the voters of this state on September 30, 2006, and

WHEREAS, following the deadly and destructive 2005 Hurricane Season, much of the legislation proposed in our state capitol during the past session dealt with various means of protecting the citizens of this state and implementing policies, procedures and funding mechanisms to have our state and parish governments better prepared for future hurricanes, and

WHEREAS, proposed Amendment Nos. 1, 2, 3 & 4 are all geared toward helping parishes provide for improved protection and preparation in the event of catastrophic natural disasters, and

WHEREAS, after reading the proposed amendments and after being further educated on the goals of the first four amendments by Sen. Reggie Dupre, Jr., the Terrebonne Parish Council wishes to express its full support of all four proposed amendments.

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Policy, Procedure & Legal Committee), on behalf of the Terrebonne Parish Consolidated Government, that this governing body does hereby express its full support and endorsement of Proposed Amendments No. 1, 2, 3 & 4 to the State Constitution, which will be decided upon by the voters on September 30, 2006.

THERE WAS RECORDED:
RESOLUTION REQUESTING TERREBONNE PARISH’S LEGISLATIVE DELEGATION TO AMEND STATE ETHICS LAW WHICH WILL ALLOW LOCAL ELECTED OFFICIALS TO PARTICIPATE IN FEDERAL PROGRAMS WHICH ARE CURRENTLY AFFORDED TO LEGISLATORS AND PRIVATE CITIZENS.

WHEREAS, Louisiana Ethics Laws and State Revised Statutes currently address many situations which prevent local and municipal elected officials from participating in assistance programs which are administered, either in whole or in part, by the governing authority, and

WHEREAS, these laws were designed to prevent the possible use of political influence in issues which may provide financial gain to the elected official or his/her immediate family, and

WHEREAS, there are many cases in which elected local or municipal officials or their immediate families are prevented from participating in state or federal programs which are afforded to every other private citizen and do not specifically exclude participation by elected officials, and

WHEREAS, a provision in state law apparently exempts members of the Louisiana State Legislature, both the Senate and the House of Representatives, from the ability to participate in federal programs that are afforded to private citizens.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Policy, Procedure & Legal Committee), on behalf of the Terrebonne Parish Consolidated Government, that all members of Terrebonne Parish’s Legislative Delegation be respectfully requested to introduce legislation that will amend the appropriate sections of State Ethics Law and the Revised Statutes which will allow local and municipal elected officials to partake in transactions in which state and/or federal regulations and guidelines established parameters for eligibility and participation, and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Louisiana Police Jury Association and the Louisiana Municipal Association requesting their support of this legislation.

THERE WAS RECORDED:

NAYS: None.
ABSTAINING: None.
ABSENT: C. Duplantis, K. Elfert and A. Williams.

The Chairman declared the resolution adopted on this, the 11th day of September, 2006.
Mr. A. Tillman moved, seconded by Mr. P. Rhodes, “THAT, the Policy, Procedure, & Legal Committee introduce an ordinance to amend Section 2-406 of the Parish Code relative to Houma-Terrebonne Civic Center rental rates, and call a public hearing on said matter on September 27, 2006 at 6:30 p. m.”

The Chairman called for the vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  C. Duplantis and K. Elfert.

The Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Mr. P. Rhodes, “THAT, the Policy, Procedure, & Legal Committee introduce an ordinance to amend Ordinance No. 6074 regarding equipment usage and clean-up fees for use of the Houma-Terrebonne Civic Center by non-profit organizations, and call a public hearing on said matter on September 27, 2006 at 6:30 p. m.”

The Chairman called for the vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  C. Duplantis and K. Elfert.

The Chairman declared the motion adopted.

Civic Center Director Dave Ohlmeyer stated that previously, certain Council Members requested that the air conditioning system in the Civic Center’s arena and hallways be turned back on; however, Parish President Don Schwab has outlined guidelines for use of the air conditioning system in the Civic Center which has been put into effect.

Discussion transpired relative to operation of the Civic Center air conditioning system in the Administrative Offices, meeting rooms, hallways, kitchen, and main arena; possible structural damage due to condensation, and establishing a set temperature for the building.

The Chairman requested that Administration obtain an engineering evaluation of the effects of condensation within the Civic Center due to the air conditioning system not operating daily and obtain information from the Pontchartrain Center with respect to the operation of their air conditioning system.

Committee Member A. Tillman suggested other cost cutting options instead of turning off the air conditioning system, such as eliminating coffee, etc.
Parish Attorney Courtney Alcock stated that, in respect to operating the air conditioning system within the Civic Center, the Parish President has the Administrative authority over Civic Center operations.

Parish Manager Barry Blackwell stated that a reasonable compromise would be a 12-hour time period prior to an event, and during set-up and dismantling. He added that a full engineering study would be conducted to ensure that there is no structural damage to the Civic Center when the air conditioning system is not operated.

The Chairman requested that Administration contact Nicholls State University and request that the university personnel conduct an economic impact study on the Civic Center.

Mr. Ohlmeyer interjected that Administration is in the process of discussing the aforementioned economic impact study with Nicholls State University. He noted that the report should be completed by the end of 2009. (NO ACTION TAKEN)

Parish Attorney Courtney Alcock explained that the resolution authorizing the Parish President to enter into a Cooperative Endeavor Agreement with friends of the South Louisiana Wetlands Children’s Discovery Center would provide for a 5-year time period in which the Parish would retain the property next to the proposed Civic Center hotel, and provides for the execution of a lease. She continued that the agreement also provides for Terrebonne Parish Consolidated Government’s approval of a financial plan outlining the financing of the construction, operation, and maintenance costs for said center. Ms. Alcock noted that the lease agreement could be terminated with a 90-day notice by the Children’s Discovery Center Foundation.

Parish Manager Barry Blackwell stated that Administration supports the concept of having the property near the Civic Center dedicated for use for the 5-year period, after which use of the property could be re-evaluated to determine if funding is sufficient for building the Children’s Discovery Center.

RESOLUTION: Authorizing the Parish President to execute a Cooperative Endeavor Agreement between the Terrebonne Parish Consolidated Government and the Friends of the South Louisiana Wetlands Children’s Discovery Foundation.

Mr. P. Rhodes moved, seconded by Mr. A. Tillman.

(**RESOLUTION WITHDRAWN AFTER DISCUSSION)

Upon questioning, Ms. Alcock stated that a 2/3 majority vote of the Council and declaration of necessity would be necessary for the Parish Government to terminate the aforementioned agreement.

Discussion transpired relative to future use of the property next to the Civic Center property.

Mr. C. Voisin offered a substitute motion, seconded by Mr. P. Lambert, “THAT, the Policy, Procedure, & Legal Committee retain the matter relative to authorizing a Cooperative Endeavor Agreement with Friends of the South Louisiana Wetlands Children’s Discovery Center until such time as a response has been received regarding a proposed hotel next to the Civic Center.” (**SUBSTITUTE MOTION ADOPTED AFTER BRIEF COMMENTS)

Committee Member P. Rhodes withdrew the resolution.

Terrebonne Economic Development Authority Chief Executive Officer Michael Ferdinand stated that a decision with respect to a proposed hotel next to the Civic Center should be received within two days.

Committee Member A. Tillman exited the proceedings at 7:42 p. m.

**The Chairman called for the vote on the substitute motion offered by Mr. C. Voisin.
UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: C. Duplantis, K. Elfert, and A. Tillman.

The Chairman declared the substitute motion adopted.

Ms. A. Williams moved, seconded by Mr. P. Lambert, “THAT, there being no further business to come before the Policy, Procedure, & Legal Committee, the meeting be adjourned.”

The Chairman called for the vote on the motion offered by Ms. A. Williams.

UPON ROLL CALL THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: C. Duplantis, K. Elfert, and A. Tillman.

The Chairman declared the motion adopted and the meeting was adjourned at 7:44 p.m.

Harold Lapeyre, Chairman
Suzette Thomas, Minute Clerk

Mr. H. Lapeyre, seconded by Mr. P. Lambert and Ms. K. Elfert, “THAT, the Council accept and ratify the minutes of the Policy, Procedure, & Legal Committee meeting held on 9/11/06.”

The Chairman called for a vote on the motion offered by Mr. H. Lapeyre.

UPON ROLL CALL THERE WAS RECORDED:
YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman
NAYS: None
ABSTAINING: None
ABSENT: None

The Chairman declared the motion adopted.

PUBLIC SERVICES COMMITTEE (CONTINUATION) SEPTEMBER 11, 2006

Mr. P. Rhodes moved, seconded by Mr. P. Lambert, “THAT, the Public Services Committee return to the regular order of business as per the written agenda at 7:45 p.m.”

The Chairman called for the vote on the motion offered by Mr. P. Rhodes.

UPON ROLL CALL THERE WAS RECORDED:
YEAS:  P. Lambert, P. Rhodes, A. Tillman, C. Voisin, and A. Williams.

NAYS:  None.

ABSTAINING:  None.


The Chairman declared the resolution adopted.

OFFERED BY:  Mr. C. Voisin.
SECONDED BY:  Ms. A. Williams.

RESOLUTION NO. 06-313

A resolution accepting the work performed by Volute, Inc. of Houma, LA as “substantially complete” for the Ashland Landfill Pickup Station Improvements, TPCG Project No. 02-LAND-43.

WHEREAS, the Engineer (Shaw Coastal, Inc.) has reviewed the work performed by the Contractor (Volute, Inc.) for the construction of the Ashland Landfill Pickup Station Improvements, TPCG Project No. 02-LAND-43 (hereinafter called Project), and

WHEREAS, the Engineer has found the work to be “substantially complete” in conformance with the Contract Documents, and

WHEREAS, the Engineer has prepared a “punch list” of items that must be completed before the Project can be considered as “finally complete” and retainage paid upon presentation of a Clear Lien Certificate, and

WHEREAS, the Engineer recommends to the TPCG Administration and Parish Council that the Project be accepted as “substantially complete”.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, accepts the work performed by Volute, Inc. of Houma, LA as “substantially complete”.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.


The Chairman declared the resolution adopted on this, the 11th day of September, 2006.

* * * * * * * * *

OFFERED BY:  Mr. P. Lambert.
SECONDED BY:  Mr. C. Voisin.

RESOLUTION NO. 06-314

A resolution awarding and authorizing the signing of the construction contract for Parish Project No., 06-ROAD-15, 2006 Roadway Maintenance, Phase I Crochetville Road Overlay, Terrebonne Parish, Louisiana, and authorizing the issuance of the Notice to Proceed to commence construction of said project.
WHEREAS, the Terrebonne Parish Consolidated Government wishes to overlay Crochetville Road, hereinafter known as Parish Project No., 06-ROAD-15, 2006 Roadway Maintenance, Phase I Crochetville Road Overlay, and

WHEREAS, proposals have been received to effect the above referenced project, and

WHEREAS, the firm of Huey Stockstill, Inc. submitted the lowest responsible proposal of $96,570.00 to construct this project, and

WHEREAS, the Engineer for this project, T. Baker Smith & Son, Inc., has recommended that the award of the contract be made to the firm of Huey Stockstill, Inc., and

WHEREAS, the Parish Administration has recommended the acceptance of the proposal of Huey Stockstill, Inc. in the amount of Ninety-six Thousand, Five Hundred Seventy Dollars and No Cents ($96,570.00), as per attached bid forms, and

WHEREAS, the Terrebonne Parish Consolidated Government has provided sufficient funds to complete the project.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that all bid items necessary for the completion of Parish Project No., 06-ROAD-15, 2006 Roadway Maintenance, Phase I Crochetville Road Overlay, be awarded to the firm of Huey Stockstill, Inc.; and,

BE IT FURTHER RESOLVED that the recommendation of the Parish Administration be approved, and that the quote of Huey Stockstill, Inc. in the amount of $96,570.00 be accepted as per attached bid forms; and,

BE IT FURTHER RESOLVED that the Parish President be authorized to execute all necessary contract documents to authorize Huey Stockstill, Inc. to proceed with all necessary services for the completion of the project.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  T. Cavalier, C. Duplantis and K. Elfert.

The Chairman declared the resolution adopted on this, the 11th day of September, 2006.

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OFFERED BY: Mr. P. Lambert.
SECONDED BY: Mr. P. Rhodes.

RESOLUTION NO. 06-315

A resolution providing for the acceptance of work performed by Jack B. Harper Contractor, Inc. in accordance with the Certificate of Substantial Completion for LA 24 at LA 56 & LA 24 at LA 659 Traffic Signalization, Parish Project No. 02-LANE-31, Terrebonne Parish, Louisiana.

WHEREAS, the Terrebonne Parish Consolidated Government entered into a contract dated January 12, 2006 with Jack B. Harper Contractor, Inc. for LA 24 at LA 56 & LA 24 at LA 659 Traffic Signalization, Parish Project No. 02-LANE-31, Terrebonne Parish, Louisiana, and
WHEREAS, work performed under the contract has been inspected by authorized representatives of the Owner, Engineer and Contractor and found to be substantially complete, and

WHEREAS, the Engineer for this project, Neel-Schaffer, Inc., recommends the acceptance of the substantial completion.

NOW, THEREFORE BE IT RESOLVED that the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, does hereby accept the work performed in accordance with the contract and specifications in accordance with the Certificate of Substantial Completion, effective as of the date of recording of this resolution, and does authorize and direct the Clerk of Court and Ex-Officio Recorder of Mortgages of Terrebonne Parish to note this acceptance thereof in the margin of the inscription of said contract under Entry No. 1227759 of the Records of Terrebonne Parish, Louisiana; and,

BE IT FURTHER RESOLVED that a certified copy of the resolution be forwarded to the Engineer, Neel-Schaffer, Inc.; and,

BE IT FURTHER RESOLVED that a certified copy of the resolution be recorded in the office of the Clerk of Court of Terrebonne Parish to commence a 45-day clear lien period; and,

BE IT FURTHER RESOLVED that the Administration is authorized to make payment of retainage upon the presentation of a Clear Lien Certificate.

THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  C. Duplantis, K. Elfert and A. Williams.

The Chairman declared the resolution adopted on this, the 11th day of September, 2006.

RESOLUTION NO. 06-316

A resolution authorizing the Parish President to file an application with the Louisiana Department of Transportation and Development under 49 CFR 5311, Non-Urbanized Area Formula Program and/or 49 CFR 5309, Discretionary Capital Program.

WHEREAS, the Secretary of Transportation and Development is authorized to make grants for mass transportation projects, and

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including provisions by it of the local share of project costs, and

WHEREAS, it is required by the Louisiana Department of Transportation and Development in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder, and

WHEREAS, it is the goal of the applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be
established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment or consultant or other services.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Public Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that:

1. The Parish President is authorized to execute and file an application on behalf of Terrebonne Parish Consolidated Government with the Louisiana Department of Transportation and Development, to aid in the financing of operating and/or capital assistance projects pursuant to the Rural Transit Program, 49 CFR 5311 and/or the Discretionary Capital Program, 49 CFR 5309.

2. The Parish President is authorized to execute and file such applications an assurance or any other document required by the Louisiana Department of Transportation and Development effectuation the purposes of Title VI of the Civil Rights Act of 1964, as amended.

3. The Parish President is authorized to furnish such additional information as the Louisiana Department of Transportation and Development may require in connection with the application or the project.

4. The Parish President is authorized to set forth and execute affirmative minority business policies in connection with the project’s procurement needs.

5. The Parish President is authorized to execute grant contract agreements on behalf of Terrebonne Parish Consolidated Government with the Louisiana Department of Transportation and Development for aid in the financing of the operating or capital assistance projects.

6. This resolution is applicable for a period of one year unless revoked by the Parish Council and such revocation shall be furnished to the DOTD.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis, K. Elfert and A. Williams.

The Chairman declared the resolution adopted on this, the 11th day of September, 2006.

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OFFERED BY: Mr. H. Lapeyre.
SECONDED BY: Mr. P. Rhodes.

RESOLUTION NO. 06-317

WHEREAS, the Terrebonne Parish Consolidated Government public transit system is a recipient of funding from the Federal Transit Administration (FTA) and the Louisiana Department of Transportation and Development (LA DOTD), and

WHEREAS, the FTA and the LA DOTD are now requiring that all public transit systems receiving financial aid in Louisiana be operated in accordance with the “Transit Bus Safety Standard”, and
WHEREAS, those regulations require the official adoption of the following plans by the
governing body of every recipient.

NOW, THEREFORE BE IT RESOLVED by the Terrebonne Parish Council (Public
Services Committee), on behalf of the Terrebonne Parish Consolidated Government, that the
“Comprehensive Emergency Management Plan (CEMP)”, the “System Security Plan (SSP)”,
and the “System Safety Program Plan (SSPP)” for the public transit system be officially adopted
and that the Parish President shall be authorized to execute any and all documents with respect to
said matter.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis, K. Elfert and A. Williams.

The Chairman declared the resolution adopted on this, the 11th day of September, 2006.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis, K. Elfert and A. Williams.

The Chairman declared the resolution adopted on this, the 11th day of September, 2006.

The Chairman recognized Mr. Reggie Bourg, Dulac resident, who addressed the
committee relative to “TPCG levee misappropriations” and his dissatisfaction with the operation
of TPTV.

Committee Member P. Rhodes stated that he has reviewed tapes and minutes regarding
the alleged Ward 7 levee fund misappropriation and could not find any evidence to support the
claim Mr. Bourg has made.

Mr. H. Lapeyre moved, seconded by Mr. P. Lambert, “THAT, the Public Services
Committee introduce an ordinance to designate the even-numbered side of Magnolia Courtyard
as a ‘No Parking Zone’ and call a public hearing on said matter on September 27, 2006 at 6:30 p.
m.”

The Chairman called for the vote on the motion offered by Mr. H. Lapeyre.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: T. Cavalier, C. Duplantis, and K. Elfert.

The Chairman declared the motion adopted.

Mr. P. Lambert moved, seconded by Mr. P. Rhodes, “THAT, the Public Services
Committee introduce an ordinance to clarify the parameters of the ‘No Parking Zone’ on the left
side of Boundary Road and call a public hearing on said matter on September 27, 2006 at 6:30 p.
m.” (**MOTION ADOPTED AFTER DISCUSSION)

Parish Attorney Courtney Alcock explained that the aforementioned “No Parking Zone”
extends from the center of Boundary Road including the entirety of the Parish right-of-way.
Committee Member P. Rhodes stated that the aforementioned ordinance clarifies that portion of Boundary Road that has been established as a “No Parking Zone” and provides clarity in enforcing violations for law enforcement personnel.

**The Chairman called for the vote on the motion offered by Mr. P. Lambert.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Chairman declared the motion adopted.

Mr. H. Lapeyre moved, seconded by Ms. A. Williams, “THAT, there being no further business to come before the Public Services Committee, the meeting be adjourned.”

The Chairman called for the vote on the motion offered by Mr. H. Lapeyre.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Chairman declared the motion adopted and the meeting was adjourned at 7:57 p.m.

Alvin Tillman, Chairman

Suzette Thomas, Minute Clerk

Mr. A. Tillman moved, seconded by Ms. A. Williams and Mr. H. Lapeyre, “THAT, the Council accept and ratify the minutes of the Public Services Committee meeting held on 9/11/06.”

The Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.
The Chairman called for a report on the Community Development & Planning Committee meeting held on 9/11/06, whereupon the Committee Chairman, noting that ratification of the minutes calls public hearings on 9/27/06 and condemnation hearings on 11/27/06, rendered the following:

COMMUNITY DEVELOPMENT & PLANNING COMMITTEE
SEPTEMBER 11, 2006

The Chairman, Clayton Voisin, called the Community Development & Planning Committee meeting to order at 7:59 p.m. in the Terrebonne Parish Council Meeting Room with the Invocation led by Ms. T. Cavalier and the Pledge of Allegiance led by Ms. A. Williams. Upon roll call, Committee Members recorded as present were: T. Cavalier, P. Lambert, H. Lapeyre, P. Rhodes, A. Tillman, C. Voisin, and A. Williams. Committee Member C. Duplantis and K. Elfert were recorded as absent. A quorum was declared present.

The Chairman announced that Committee Members C. Duplantis and K. Elfert were unable to attend this evening’s committee meeting due to business commitments.

OFFERED BY: Ms. A. Williams.
SECONDED BY: Mr. A. Tillman.

RESOLUTION NO. 06-318

A resolution to loan HOME Investment Partnership funds to Concerned Clergy and Laity of Christian Churches in the amount of $81,000.00 for the permanent financing of an affordable home located at 117 Antoine Street, Houma, LA, 70360

WHEREAS, under the HOME Investment Partnership regulations, Terrebonne Parish, as a participating jurisdiction, must reserve no less than 15% of their HOME allocation for housing to be developed, sponsored or owned by Community Housing Development Organizations (CHDO’s), and

WHEREAS, Concerned Clergy and Laity of Christian Churches, a designated Community Housing Development Organization is committed to developing affordable housing for low income families, and

WHEREAS, Concerned Clergy and Laity of Christian Churches secured interim financing for the purchase and rehabilitation of a home located at 117 Antoine Street for the purpose of creating affordable rental housing, and

WHEREAS, Concerned Clergy and Laity of Christian Churches has completed the rehabilitation and is requesting permanent financing through the HOME Investment Partnership Program.

NOW, THEREFORE BE IT RESOLVED, that the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of Terrebonne Parish Consolidated Government, and the Parish President, does, hereby agree to loan HOME Investment Partnership funds to Concerned Clergy and Laity of Christian Churches, a designated Community Housing Development Organization for the permanent financing of property located at 117 Antoine Street, Houma, LA, which will be made available to low income families, and

BE IT FURTHER RESOLVED, that the Terrebonne Parish Council, on behalf of the Terrebonne Parish Consolidated Government, does hereby authorize the Parish President to execute all agreements in this regard.

THERE WAS RECORDED:

REGULAR SESSION SEPTEMBER 13, 2006

NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Chairman declared the resolution adopted on this, the 11th day of September, 2006.

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OFFERED BY: Mr. H. Lapeyre.
SECONDED BY: Mr. A. Tillman.

RESOLUTION NO. 06-319

A Resolution giving Notice of Intent to adopt an Ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, and rights-of-way for “WATERPROOF PLANTATION ESTATES, PHASE 4” and to incorporate “SPORTSMANS DRIVE” and “CATALPA DRIVE” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development & Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, and rights-of-way for “WATERPROOF PLANTATION ESTATES, PHASE 4”, and to incorporate “SPORTSMANS DRIVE” and “CATALPA DRIVE” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses; and,

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, September 27, 2006 at 6:30 p.m.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Chairman declared the resolution adopted on this, the 11th day of September, 2006.

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Planning & Zoning Director Patrick Gordon stated that the aforementioned subdivision has been constructed in accordance with Parish building standards and is the last phase of the subdivision development. He noted that the engineer has submitted a letter certifying that the subdivision has been built to Parish standards.

OFFERED BY: Mr. H. Lapeyre.
SECONDED BY: Mr. A. Tillman.

RESOLUTION NO. 06-320

A Resolution giving Notice of Intent to adopt an Ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, utilities, gas,
sewer, and rights-of-way for “MANDALAY WOODS SUBDIVISION” and to incorporate “MANDALAY WOODS BOULEVARD,” “MANDALAY WEST,” and “MANDALAY EAST” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development & Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, utilities, gas, sewer, and rights-of-way for “MANDALAY WOODS SUBDIVISION”, and to incorporate “MANDALAY WOODS BOULEVARD,” “MANDALAY WEST,” and “MANDALAY EAST” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses; and,

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, September 27, 2006 at 6:30 p.m.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis, K. Elfert and P. Lambert.

The Chairman declared the resolution adopted on this, the 11th day of September, 2006.

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Planning & Zoning Director Patrick Gordon stated that the aforementioned subdivision has been constructed in accordance with Parish building standards.

OFFERED BY: Mr. H. Lapeyre.
SECONDED BY: Mr. P. Rhodes.

RESOLUTION NO. 06-321

A Resolution giving Notice of Intent to adopt an Ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, utilities, gas, sewer, and rights-of-way for “MANDALAY WOODS SUBDIVISION, ADDENDUM NO. 1” and to incorporate the extension of “MANDALAY WOODS BOULEVARD,” “MANDALAY WEST,” and “MANDALAY EAST” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development & Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, utilities, gas, sewer, and rights-of-way for “MANDALAY WOODS SUBDIVISION, ADDENDUM NO. 1”, and to incorporate the extension of “MANDALAY WOODS BOULEVARD,” “MANDALAY WEST,” and “MANDALAY EAST” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses; and,

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, September 27, 2006 at 6:30 p.m.
THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis, K. Elfert and P. Lambert.

The Chairman declared the resolution adopted on this, the 11th day of September, 2006.

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Planning & Zoning Director Patrick Gordon stated that the aforementioned subdivision has been constructed in accordance with Parish building standards.

OFFERED BY: Mr. H. Lapeyre.
SECONDED BY: Ms. A. Williams.

RESOLUTION NO. 06-322

A Resolution giving Notice of Intent to adopt an Ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, utilities, gas, sewer, and rights-of-way for “QUALITY ESTATES SUBDIVISION, ADDENDUM NO. 1, PHASE 2” and to incorporate the extension of “DARALYN DRIVE,” the extension of “KYNES ROAD,” and the extension of “SAND CASTLE DRIVE” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses.

THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development & Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that Notice of Intent is given for adopting an ordinance to dedicate and accept the maintenance/operation of the street(s), drainage servitudes, utilities, gas, sewer, and rights-of-way for “QUALITY ESTATES SUBDIVISION, ADDENDUM NO. 1, PHASE 2,” and to incorporate the extension of “DARALYN DRIVE,” the extension of “KYNES ROAD,” and the extension of “SAND CASTLE DRIVE” into the Enhanced 911 Emergency Response System for the purpose of providing a better means of locating addresses; and,

BE IT FURTHER RESOLVED that a public hearing on said ordinance be called for Wednesday, September 27, 2006 at 6:30 p.m.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Chairman declared the resolution adopted on this, the 11th day of September, 2006.

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Planning & Zoning Director Patrick Gordon stated that the aforementioned subdivision has been constructed in accordance with Parish building standards.

Terrebonne Economic Development Chief Executive Officer Michael Ferdinand presented TEDA’s Semi-Annual Report, stated that several prospective businesses have requested greater rail access, and noted that TEDA is in the process of new locating office space. Mr. Ferdinand added that local businesses have had problems with filling job vacancies. (NO ACTION TAKEN)

The Chairman announced that Item No. 7 (RESOLUTION: Authorizing the use of the Houma-Terrebonne Civic Center on October 13, 2006 by Le Petit Theatre de Terrebonne) has been withdrawn per the request of Administration.

OFFERED BY: Ms. A. Williams.
SECONDED BY: Mr. H. Lapeyre & Mr. A. Tillman.

RESOLUTION NO. 06-323

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE STRUCTURE SITUATED AT 714 ROUSSELL STREET FOR MONDAY, NOVEMBER 27, 2006, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on March 8, 2006, the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance, as well as the Urban Services District Building Codes occurring at 714 Roussell Street, legally described as the North 20’ of Lot 5, South 40’ of Lot 4, Block 11, Roussell Street; and

WHEREAS, from numerous inspections of the property, the last of which occurring on April 25, 2006, by the Department of Planning and Zoning, it was found that the structure located at 714 Roussell Street remains in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances, as well in violation of numerous provisions of the Urban Services District Building Codes; and

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 714 Roussell Street be called for Monday, November 27, 2006, at 6:00 p.m.

THERE WAS RECORDED:
NAYS: None.
ABSTAINING: None.
ABSENT: C. Duplantis and K. Elfert.

The Chairman declared the resolution adopted on this, the 11th day of September, 2006.

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RESOLUTION NO. 06-324

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE STRUCTURE SITUATED AT 2113 COTEAU ROAD FOR MONDAY, NOVEMBER 27, 2006, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on March 8, 2006, the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance; and

WHEREAS, from numerous inspections of the property, the last of which occurring on April 24, 2006, by the Department of Planning and Zoning, it was found that the structure located at 2113 Coteau Road remains in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 2113 Coteau Road be called for Monday, November 27, 2006, at 6:00 p.m.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Chairman declared the resolution adopted on this, the 11th day of September, 2006.

RESOLUTION NO. 06-325

A RESOLUTION CALLING A CONDEMNATION HEARING ON THE STRUCTURE SITUATED AT 100 HAWTHORNE DRIVE, LEGALLY DESCRIBED AS LOT 1, BLOCK 4, SUGAR MILL PLACE SUBDIVISION, FOR MONDAY, NOVEMBER 27, 2006, AT 6:00 P.M. AND ADDRESSING OTHER MATTERS RELATIVE THERETO.

WHEREAS, on January 27, 2006, the Department of Planning and Zoning was notified of extensive violations to the Terrebonne Parish Nuisance Abatement Ordinance occurring at 100 Hawthorne Drive Lane, legally described as Lot 1, Block 4, Sugar Mill Place Subdivision; and

WHEREAS, from numerous inspections of the property, the last of which occurring on July 18, 2006, by the Department of Planning and Zoning, it was found that the structure located at 100 Hawthorne Drive is, in fact, in such condition that it has been formally declared a derelict and abandoned structure, as defined under Section 14-26 of the Terrebonne Parish Code of Ordinances and, therefore, constitutes a nuisance; and
WHEREAS, after an attempts to contact the owner of record via certified mail, the Department of Planning and Zoning published the required warning giving the owner notice of the violations; and

WHEREAS, subsequent to the required publication of the nuisance warning, an inspection conducted on July 18, 2006, revealed that no work to remedy the violations has occurred and conditions have worsened.

NOW, THEREFORE, BE IT RESOLVED by the Terrebonne Parish Council (Community Development and Planning Committee), on behalf of the Terrebonne Parish Consolidated Government, that a condemnation hearing on the structure located at 100 Hawthorne Drive be called for Monday, November 27, 2006, at 6:00 p.m.; and

BE IT FURTHER RESOLVED that, since no contact with the owner of record has been possible, the Parish President is hereby authorized to appoint an attorney ad-hoc to ensure that the property owner(s) are given proper notice and representation at the hearing.

THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Chairman declared the resolution adopted on this, the 11th day of September, 2006.

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The Chairman announced that Item No. 11 (Considering the approval of the engineering drawings from GSE Associates for the Bayou Walk Project in Downtown Houma) has been withdrawn from the agenda per the request of Administration.

Mr. H. Lapeyre moved, seconded by Ms. A. Williams, “THAT, the Community Development & Planning Committee add on to the agenda the matter relative to a presentation on the proposed ordinances concerning development regulations by Mr. Ronnie Shaw and Mr. Gene Milford, Jr.”

The Chairman called for the vote on the motion offered by Mr. H. Lapeyre.

UPON ROLL CALL THERE WAS RECORDED:


NAYS: None.

ABSTAINING: None.

ABSENT: C. Duplantis and K. Elfert.

The Chairman declared the motion adopted.

The Chairman recognized Mr. Gene Milford, Jr., local engineer, who presented recommendations with respect to amending the Parish Code regarding building permits as outlined in Exhibit A.
Committee Member T. Cavalier exited the proceedings at 8:35 p.m.

Mr. Milford suggested that all ordinances identify the version or revision number in order to determine the accurate and current ordinance.

Committee Member H. Lapeyre requested that all of the aforementioned recommendations be submitted to the Public Works Department and the Engineering Division for evaluation.

Committee Member P. Rhodes noted that per the presentation’s cost for culvert installation, the landowner and the Parish Government would benefit from developers installing culverts.

In response to questioning, Mr. Milford stated that the $60.00 cost per linear foot for culvert and catch basin installations includes costs associated with purchasing and installing the materials.

Upon questioning, Planning & Zoning Director Patrick Gordon explained that the private inspections referenced in the presentation are different from building permit inspections conducted by the Planning & Zoning Department and are primarily inspections for the construction of buildings.

The Chairman recognized Mr. Ronald Shaw, local developer, who explained the process of constructing drainage ditches using sand and noted that the cost of installing culverts has to be passed on to the buyer. He noted that amendments to the Storm Drainage Design Manual as proposed would have a detrimental affect on costs for constructing new homes.

Parish Manager Barry Blackwell suggested that the aforementioned matter be submitted to the Subdivision Regulations Review Subcommittee for consideration and discussion. (NO ACTION TAKEN)

Mr. A. Tillman moved, seconded by Ms. A. Williams, “THAT, there being no further business to come before the Community Development & Planning Committee, the meeting be adjourned.”

The Chairman called for the vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:


NAYS:  None.

ABSTAINING:  None.

ABSENT:  C. Duplantis and K. Elfert.

The Chairman declared the motion adopted and the meeting was adjourned at 8:45 p.m.

Clayton J. Voisin, Chairman

Suzette Thomas Minute Clerk

Mr. C. Voisin moved, seconded by Ms. C. Duplantis, “THAT, the Council accept and ratify the minutes of the Community Development & Planning Committee meeting held on 9/11/06.”

The Chairman called for a vote on the motion offered by Mr. C. Voisin.

UPON ROLL CALL THERE WAS RECORDED:
YEAS:  A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS:  None

ABSTAINING:  None

ABSENT:  None

The Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Ms. K. Elfert, “THAT, the Council approve the following street light list:

INSTALL ONE (1) 400 WATT FLOOD LIGHT ON EXISTING POLE ACROSS FROM 1005 WILLIAMS AVENUE: ROAD LIGHTING DISTRICT NO. 3A; URBAN SERVICES DISTRICT; CHRISTA DUPLANTIS

INSTALL ONE (1) 175 WATT NIGHT WATCHMAN LIGHT STREET LIGHT ON EXISTING POLE AT THE CORNER OF WILLIAMS & SIXTH STREET (SAME SIDE AS NATIONAL GUARD ARMORY); ROAD LIGHTING DISTRICT NO. 3A; URBAN SERVICES DISTRICT; CHRISTA DUPLANTIS

REAUTHORIZING THE STREET LIGHT NEAR 1401 MEMORY LANE (CONTACT MAT WITH ENTERGY – NO CHARGE TO TPCG; SEE BACKUP INFORMATION); ROAD LIGHTING DISTRICT 3-A; ENTERGY; ALVIN TILLMAN.”

The Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS:  None

ABSTAINING:  None

ABSENT:  None

The Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Ms. K. Elfert, “THAT, the Council approve attendance at the following meeting as per the current Council Travel Policy:

A)  Annual National League of Cities Exposition; December 5-9; Reno, Nevada.”

The Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS:  None

ABSTAINING:  None

ABSENT:  None

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Ms. K. Elfert moved, seconded by Mr. H. Lapeyre, “THAT, the Council hold nominations open for the two vacancies on the Terrebonne Parish Tree Board.”

The Chairman called for a vote on the motion offered by Ms. K. Elfert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Mr. A. Tillman moved, seconded by Ms. K. Elfert, “THAT, the Council re-appoint Mr. Pete Konos to another term as an alternate member on the Houma Board of Adjustments.”

The Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Mr. P. Lambert moved, seconded by Mr. H. Lapeyre, “THAT, the Council appoint Mr. Alcee Dupre, Jr. to one of the vacancies on the Fire District No. 6 Board and that nominations remain open for the second vacancy.”

The Chairman called for a vote on the motion offered by Mr. P. Lambert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: None

The Chairman declared the motion adopted.

Mr. C. Voisin moved, seconded by Mr. H. Lapeyre, “THAT, the Council accept the nominations from the Terrebonne Parish Medical Society of Dr. Garland P. Aycock, Jr., Dr. Stephen Hellman, and Dr. Donald P. Schwab, Jr., for the vacancy on the Hospital Service
District No. 1 Board, that nominations be closed, and that a voice vote of the Council be taken to
determine who will fill the vacancy.”

The Chairman called for a vote on the motion offered by Mr. C. Voisin.

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS:  None

ABSTAINING:  None

ABSENT:  None

The Chairman declared the motion adopted.

The Chairman called for a voice vote of the Council to determine who will fill the vacancy on the Hospital Service District No. 1 Board, representing the Terrebonne Parish Medical Society, whereupon the following was recorded:

Dr. Garland P. Aycock, Jr. Dr. Stephen Hellman
A. Williams A. Tillman
T. Cavalier
C. Duplantis
H. Lapeyre
C. Voisin
P. Lambert

Dr. Donald P. Schwab, Jr.
K. Elfert
P. Rhodes

The Chairman stated as per the aforementioned results, Dr. Garland P. Aycock, Jr. is appointed to fill the unexpired term of Dr. Suazo on the Hospital Service District No. 1 Board, representing the Terrebonne Parish Medical Society.

Ms. A. Williams moved, seconded by Mr. A. Tillman and Mr. H. Lapeyre, “THAT, the Council open nominations for the vacancy on the Fire Protection District No. 8 Board, to replace Mr. Oliver Donald Matthews, who recently passed away.”

The Chairman called for a vote on the motion offered by Ms. A. Williams.

UPON ROLL CALL THERE WAS RECORDED:

YEAS:  A. Williams, K. Elfert, T. Cavalier, C. Duplantis, H. Lapeyre, C. Voisin, P. Rhodes, P. Lambert, and A. Tillman

NAYS:  None

ABSTAINING:  None

ABSENT:  None

The Chairman declared the motion adopted.
Councilwoman C. Duplantis stated she has received many complaints regarding the curve at Hollywood Road and Ninth Street, and although a traffic light has been installed, it is flashing. She stated that there is a proposal to address the dangerous curve.

The Chairman recognized Mr. Kevin Rizzo, T. Baker Smith & Son, who explained that his firm is looking into lengthening the curve at Hollywood Road and Ninth Street and it is anticipated to take four more weeks before preliminary plans can be submitted to engineering staff.

Parish Manager B. Blackwell stated that in 2006, funding has been allocated for strategic turning lanes and the Parish has participated with the State Department of Transportation & Development (DOTD) to come up with the selection of those turning lanes. He stated that Administration wants to move forward as soon as possible with the construction and T. Baker Smith is working diligently to submit it as soon as possible.

Councilman H. Lapeyre requested Administration to determine from the State of Louisiana what the present status is for the Hollywood Road Construction between Highway 311 and Tunnel Boulevard.

Parish Manager stated that Administration is in contact with the engineering group with the State and the project is somewhat on schedule and the most recent discussions revolve around relocating utilities, as well as transmission pipelines that run under the current highway. He stated that they were informed that the beginning of the project will begin in approximately two to two and a half years.

Upon questioning by Councilman A. Tillman, Planning & Zoning Director P. Gordon stated that this time of the year there are many tall grass complaints and getting the grass cut takes a little longer. He stated that the Nuisance Abatement Department has also been very active in condemnations. He stated that September has a history of being the peak month for tall grass complaints.

Councilman A. Tillman expressed his concerns relative to specific areas of Parish rights-of-way that he has submitted complaints in May not being addressed. He also expressed his concerns relative to junk and debris on Parish rights-of-way not being removed. He also expressed his concerns relative to the possibility of a Parish employee informing violators of junked vehicles to cover them so they will not be fined. He requested Administration to re-evaluate privatization of grass cutting in the Parish.

Parish Manager B. Blackwell stated that Administration would continue to work with all the Council Members in addressing tall grass in their districts. He urged the community to help the Parish Government in keeping the community clean.

There were no announcements to be made under agenda item 8 and no items to address under item 9. Staff Reports.

Mr. A. Tillman, seconded by Ms. C. Duplantis, “THAT, the Council accept the following Monthly Engineering Reports:

A) GSE Associates, Inc.
B) Milford & Associates, Inc.
C) Shaw-Coastal, Inc.
D) T. Baker Smith & Son, Inc.”

The Chairman called for a vote on the motion offered by Mr. A. Tillman.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, C. Duplantis, H. Lapeyre, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None
ABSTAINING: None

ABSENT: T. Cavalier and C. Voisin

The Chairman declared the motion adopted.

Ms. K. Elfert moved, seconded by Mr. A. Tillman and Ms. A. Williams, “THAT, there being no further business to come before the Council, the meeting be adjourned.”

The Chairman called for a vote on the motion offered by Ms. K. Elfert.

UPON ROLL CALL THERE WAS RECORDED:

YEAS: A. Williams, K. Elfert, C. Duplantis, H. Lapeyre, P. Rhodes, P. Lambert, and A. Tillman

NAYS: None

ABSTAINING: None

ABSENT: T. Cavalier and C. Voisin

The Chairman declared the motion adopted and the meeting adjourned at 9:02 p.m.

VENITA H. WHITNEY
MINUTE CLERK

ATTEST:

/S/PETER RHODES
PETER RHODES, CHAIRMAN
TERREBONNE PARISH COUNCIL

/S/PAUL A. LABAT
PAUL A. LABAT, COUNCIL CLERK
TERREBONNE PARISH COUNCIL